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At a Supreme Court of the Territory of Oregon held at the Court House in Portland for the Territory aforesaid, on Monday the 26th day of November A.D. 1838

Present

The Honorable Charles Mason Chief Just
Honorable Joseph Williams, and Thomas D. Nelson
Associate Judges

And now this day came in Court the following Grand Jurors to wit—

William P. Conner, William H. Starr, Henry Starr, M. L. Browning, James McGinnis, Lewis Love, Stephen Whitcher, G. W. Lewis, Stephen Hemphill, Isaac Van Allen, D. P. Lewis, S. C. Hastings, Philip Lee, T. J. Farnham, R. P. Lowe, Alpha Rich, James M. Woods, B. Pittock, Pittman, Isaac E. Lee, and Charles Mc Kay Esqrs. who were duly admitted as attorneys and Counsellors at Law in this Court and thereupon the Grand Jurors aforesaid who were duly sworn as attorneys and Counsellors at Law aforesaid, according to Law

Ordered, that Thomas J. Dryer be and is hereby appointed Clerk of this Court, upon on entering into bond and Security according to Law, and thereupon the said Thomas J. Dryer, with George W. Bailey and Ewd. Lowe, added Securities, came into Court and entered into bond, in the penalty of Fifteen hundred Dollars conditioned according to Law, and thereupon the said Thomas J. Dryer was duly sworn, as Clerk aforesaid

On motion ordered that Charles Mc Kay Esqr be and is hereby appointed Reporter of this Court.

And now this day, came William Gordon, with Counsel in Court and filed his attorney and moved the Court for a writ of Error to the District Court of the County of Marquettas requiring said Court to certify to this Court at the next term thereof the record and proceedings and judgement in a certain proceeding had in said District Court on an appeal from the decision of a Justice of the Peace at the last October Term of said District Court wherein Donald M. Keighley was Plaintiff, and the said William Gordon and Arthur Washburn were defendants, and the said writ was duly issued according to

Ordered that this Court

Attest James J. Dryer Clk

Charles M
C.J.

At a Supreme Court at the Senate at Jorc Hon-
ourable Judges at the Court House in Portsmouth in and
for said County on the Ninth Monday Monday it being
Thirteenth day of July A.D. 1853

Present

The Honorable Charles Mason Chief Justice
Honorable Joseph Williams and William Pickering
Judges

In Matter of Levi Thompson Petitioner
Pending Term Rule Exemplary. The Petitioner this day
came & was admitted as attorney and Counsellor
at Law in this Court and thereupon the petition of
the said Levi was read & Ordered to be filed
and ordered according to the Rule

Joshua Peirce
Samuel Marsh
William E. Lee
Edmund C. Mellen
Isaac Holland
A.L.
John Pickering

Hazelton Whittemore
Austin Jones

were each admitted attorneys of this Court
Remarks until the next Term of this Court

E. C. Peirce
vs
Orrin Sherburne

Plea in case
Issue joined

E. C. Peirce
vs
Orrin Sherburne & Thomas Sherburne

Plea in case
Issue joined
Plea in abatement
Demurrer

Solomon Hamel
vs
Nath. Stimpson

Plea in case
Issue joined

Daniel M. Christie
vs
Israel M. Leighton

Plea in case
Issue joined
Replication
Demurrer

Wallace

To December

Term 1853

George Temple Left in town
vs
Hazel Underwood Left in town
Same order

United States
vs
Edmond Powell
Indictment—an assault with intent to murder

And now this day by Consent of Parties
it was ordered by the Court that this Court be Continued
generally until the next Term of this Court.

William Weatherly Left in town
vs
Emma E. Weatherly Left in town
Same order

William Applewhite Left in town
vs
Jane Ford Left in town
Same order

Samuel Fugette Left in town
vs
Hiram L. Austin Left in town

E. W. Hogan Left in town
vs
Hazel Perkins Left in town

And now this day this Cause coming on for hearing upon the Petition of Plaintiff in error, in Error Book—the Same Term, the Docket which Motion, which Motion was submitted by Counsel for Defendants in Error, and after the Argument of Counsel the Court took the Same under Consideration until tomorrow morning

United States vs. Lampert et al Petition for Mandamus
vs
The Secretary of Interior and
ex-Surveyor Gen'l

Now this day Come the parties by their Counsel and the Court having under Consideration the Motion to Quash the Alternative Writ of Mandamus heretofore issued in the Proceedings of Said Term and being fully advised in the premises

Motion filed this Court adjourned for the Term until Tuesday

Resolved, that Lucas Bowyer present, the resolutions to the Supreme Court of the Territory for the purpose of having them entered on the Record of the Court

C. W. A. Bradford
Secretary

Charles Mason
Chairman

On Motion, The following persons Viz. Sam. C. Hurchman Edward Johnston and Carter were admitted as Attorneys, Counsellors and Solicitors in this Court, and thereupon were duly Sworn in

Ordered, that this Court Now adjourn till 2 o'clock P.M. tomorrow

Charles Mason
C. Supr. Ct. Justices

Tuesday Dec 3rd 1839

Court met pursuant to adjournment present Charles Mason Chief Justice and Joseph Williams Associate W. Henry Starr Esqr presented the following relative to the death of Isaac Van Allen Esqr

On Saturday morning last 1st Inst 1839 the Members of the Bar, resident at Burlington, at the office of W Henry Starr to testify their respect for the Memory of their deceased Brother Isaac Van Allen late Attorney of the United States for the Territory of Iowa. Present The Hon Judge Mason. Messrs Rich. Grimes. Hoover and W Henry Starr. The Hon. Judge Mason was called to the Chair, and W. Henry Starr appointed Secretary. On Motion it was ordered that a Committee of five be appointed to draft resolutions expressive of the Sense of the Bar, on the death of Isaac Van Allen Esqr and that they report on Monday evening next. Whereupon, the following Gentlemen were appointed such Committee. Messrs. Rich. Grimes. Woods. Hoover and Springer. On Motion adjourned to Monday evening.

Monday Evening Dec 23 - 1839. The Gentlemen of the Bar assembled pursuant to adjournment. His Honor Judge Mason in the Chair. Present the Hon Judge Williams. Hon W. Conway. Messrs Springer. Wilson. Browning Rich. Grimes. William A. Starr. Hoover. Reid. Wood, and W. Henry Starr. The Committee Submitted their report and the following resolutions were adopted

Resolved that we receive the intelligence of the death of our Brother Isaac Van Allen Esqr late Attorney of the United States for the Territory of Iowa

with the deepest regret

Resolved that by this death the Bar has been deprived of an ornament — the Territory of a faithful and efficient officer — the Community of a valuable Citizen and ourselves of an undeviating friend

Resolved that we take this opportunity to express our Condolence with the relatives of the deceased upon their bereavement and of bearing our testimony to his many virtues

Resolved that we testify our respect for the memory of our deceased Brother by wearing the usual badge of mourning for the space thirty days

Resolved that a copy of the proceedings of this meeting be forwarded to the Parents of the deceased and that the same be presented to the Supreme Court at its next Sitting with a request that they may be spread upon the Record of said Court

On Motion of W. T. Conway Esq it was ordered that the Editors of the several newspapers printed in this Territory be requested to give these proceedings an insertion in their respective periodicals

On Motion of D. W. Grinnell it was ordered that William H. Starr be appointed to present these proceedings to the Supreme Court

On Motion adjourned

B. Henry Starr
Secretary of the Meeting

On Motion Henry Eno and Saml. P. Murray Esqrs were admitted as Attorneys and Counsellors at Law in this Court and thereupon were Sworn in

E. G. Ford Plff in Error
vs
John Pearson Deft in Error

Dismissed at Plffs Costs

John Pearson
vs
E. G. Ford

On Motion This Cause was stricken from the Docket

Gordon Washburn
vs
Isaac M. Bigby

And now this day this Cause came up for hearing and after the arguments of Counsel (Cogent) the took the Case under advisement until tomorrow

Ordered That This Court Now adjourn till tomorrow 9 oclock A.M.

Charles Mason
Chief Justice

Wednesday December 4th A.D. 1839

Court met pursuant to Adjournment
Present, The Honourable, Charles Mason Chief
Justice. Hon. Joseph Williams, Associate Judge

Gordon Washburne
vs
Jonas. M. Higby

And now at this time comes
the parties. The said plaintiffs
in error. by Rorer their attorney
and, the said defendant in error by Grimes his attorney
Whereupon, a rule, the record and proceedings aforesaid, and the
judgment, thereon given and the matters aforesaid by the
said plaintiff, assigned for error, and exceptions being
seen, and by the Court here fully, understood, and mature
deliberation being, thereupon had. for that it appeared to
the Court here, that in the record and proceedings aforesaid
and, also, in giving, the judgment aforesaid there, there is
no error nor cause of exception, therefore it is Considered
that, the judgment aforesaid be in all, things, affirmed
and, that, the said Jonas. M. Higby, do recover of, the
said, William Gordon, and Arthur Washburne, the Sum of Forty four 79/100
dollars, the, damages, aforesaid by the aforesaid by the
jury, assessed together with his costs, and charges by him
about this suit expended to be, taxed by the Clerk of this
Court, and, that, the said Jonas. M. Higby have execution
therefor

Lester Nadal
vs
William Sparks

And now, Comes, the defendant
by, Whiting his Attorney, and moves
the, Court to, dismiss the, writ
in, this, case for, reasons, filed because, there is no, error
judgment in the, Court below

L. G. Pew
vs
John Pearson
for, the use of Solomon Atchison

This, day, this, Cause, came, up
for, hearing, after, the Arguments
of, Counsel, being, heard, the
Court took, the Case, under advisement
until, to, Morrow

, ordered, that, this Court now, adjourn until
to, Morrow — 2 o'clock P.M.

Charles Mason
Chief Justice

Thursday December 5th A.D. 1839
Court met pursuant to adjournment
Present The Hon'ble Charles Mason Chief Justice
Hon'ble Joseph Williams, Associate Justice

Charles A. Ballard
vs
Charles Ridgely & Henry Dillon

And now Comes the defendant by Browning their Attorney and moves the Court to rule the pltff to give Security for Costs to dismiss the writ

Ortman Hamc
vs
Nathaniel Stringfield

This day this Cause Came up and by the Consent of Counsel the Same was Submitted to the Court without argument the Court took the Case under advisement until tomorrow

George Semple
vs
Hays & Hendershot

This day this Cause Came up for Hearing and after the Arguments of Counsel Heard the Court took the Case under advisement until tomorrow

Sisters Hadis
vs
William Sparks

And now this day this Cause Came up and the arguments of Counsel being Heard on the motion to dismiss the writ the Court took the Same under Consideration until tomorrow

Ordered that this Court now adjourn until 2 oclock

Charles Mason
Chief Justice

Friday December 6th 1839
Court met pursuant to Adjournment
present The Hond. Charles Mason, Chief Justice
Hond. Joseph Williams. associate Justice

Robinson Morris
Vs
Delayborne M. Hughes

And now comes the said defendant by G.W. Teal his attorney and Moves the Court this to dismiss the mik in this Cause and Strike the Same from the docket for record on file

At the Same time came Plaintiff by his attorney W^m Henry Starke moved the Court that a mik of Certiorari issue in the above entitled Suit to the Clerk of the District Court of the County of Henry Commanding them to Send up a true perfect transcript and that Said mik be made returnable to the next Term of this Court

Lancellott. G. Teal
Vs
John Pearson
for the use of Solomon Atchison

And now, This day this Cause came on, the mik of error and assignments of error which was taken under advisement by the Court and after due Consideration by the Court, it is ordered that the judgment of the Court below be affirmed, and thereupon on Motion of Defts Counsel, it is ordered by the Court, That the said John Pearson who Sues for the use and benefit of Solomon Atchison, recover of the said Lancellott G. Teal, as principal, and Stephen Gorhart and Edward Campbell, as his Securities, as mk the Sum of eight Hundred and forty eight Dollars the debt and damages, and also, the Sum of Twenty Seven Dollars and twenty five Cents his Costs, and Charges about his Suit in this behalf expended and that the Same execution therefor

Linton Mallis
Vs
William Starke

The motion in this Cause by defendants Counsel to dismiss the mik and sustained by the Court here, and the Same is dismissed at plaintiffs Costs

Joshua Action & others
vs
John Appleby

And now this day this Cause Came on and on motion of defendants Counsel the Same was Submitted to the Court without argument

Samuel Singleton
vs
Nancy L. Skelton

This day this Cause Came up for Hearing and after the arguments of Counsel being Heard, the Court took the Case under advisement

Charles A. Pollard
vs
Charles Ridgely and Henry Pelton

The motion by defendants Attorney in this Cause to make the plaintiff to give Security for Costs was by the Court this overruled

an Motion of M. Browning Jonathan Hall Esqr was admitted as an Attorney & Counsellor at this Court and Thereupon was Sworne in

Ordered That this Court now adjourn until tomorrow 2 oclock P.M.

Charles Mason
Chief Justice

Saturday December 7th A.D. 1839

Court met pursuant to adjournment present the Hon. Charles Mason Chief Justice. Hon. Joseph Williams, associate Justice

Robinson Morris
vs
Claybourne W. Hughes

And now, this, day, Came the Plff by Chas. Attorney Henry M. Stanly, and the defendant by his Attorney George N. Trask, and upon the Consent of both Parties by their attorneys Thereupon, in Court, given, it is ordered, that a Writ of Certiorari, Issue in this Case, agreeably to the Plffs motion, returnable to the next term of this Court, and that Said Cause Stand Continued until the next Term of this Court

William Riggsmith
vs
Isaac Reed

This Cause not Called, but Submitted to the Court without argument

Holmes & Brown Co
vs
Franklin Mallett

And now, This, day, This, Cause, Came up, and on motion of defts, Counsel leave was, granted, The, Court below the Transcript, The Respondt to, and Cause Continued

Said Counsel, asked for, the admission of Henry Wright to practice, in, This, Court, whereupon, a, Committee of Three Gentlemen Rover, Grimes, and William, H. Starr now, appointed to Examin into the, qualifications and report

William Weatherby
vs
Same, R. Holcombt othrs

This, day, This, Cause was, Called up for Hearing, and upon Motion of Counsel, was, Continued, generally, until next term

United States
vs
Edward Powell

And Now, This, day This Cause, Came up, and, after, The Arguments of Counsel, hearing had Thereon, The Court took the Case under advisement

Ordered, That This Court Now, adjourn, until tomorrow 2. Oclock P.M.

Charles Mason
Chief Justice

Monday December 9th 1839

Court met pursuant to adjournment present
The Hon'ble Charles Mason Chief Justice
The Hon'ble Joseph Williams Associate Justice

Charles A. Ballard
vs
Rodney & Ballard

And now This, day Comes The Plff, in Error by Woods his Attorney, and prays, The, Court for a writ of Certiorari, and Suggests diminution, in, this, Cause for reasons in, Affidavit filed

Ordered, That This Court Now, adjourn, until Tomorrow, 10, Oclock A.M.

Charles Mason
Chief Justice

Tuesday December 10th 1839
Court met pursuant to adjournment present
The Honble Charles Mason Chief Justice
The Honble Joseph Williams associate Justice

Chapman Nelashmate Jr Plt
vs
John L. Allen

And Now this day this Cause
Came up for Hearing and after
the arguments of Counsel thereon
the Court took the Case under
advisement

Ordered That This Court Now adjourn until
Tomorrow 10 oclock A.M.

Charles Mason
Chief Justice

Wednesday December 11th 1839
Court met pursuant to adjournment present
The Honble Charles Mason Chief Justice, The
Honble Joseph Williams associate Justice.

An Motion of M Browning William
Thompson Esqr was admitted as an Attorney and Counsellor
at Law in this Court and thereupon was duly Sworn.

Samuel Swazettan
vs
Warren L. Jenkins

And Now on this day this Cause
Came up and on the mit affirm-
ance assignments which was
taken under advisement by the Court and after due —
Consideration by the Court it is ordered That the Judgment
of the Court below be affirmed and Thereupon on Motion of
Counsel it is ordered by the Court That the said
Warren L. Jenkins recover of the said Samuel Swazettan, as
principal and A.T.B. Porter and P.S. Morton as his
Securities as well the Sum of one Hundred and Fifty
Dollars damages and also the Sum of Twenty nine
Dollars 81/100 his Costs and Charges about his Suit
in this behalf expended and that he have execution
therefor

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William Riggleworth
vs
Isaac Reed

And now, This, day This Cause Came, up for further hearing, on The writ of error and assignments of error aforesaid, whereupon all and Singular The premises Having, been Seen and Heard, and by, the Court here fully understood, due, deliberation, being, had, thereon, it is Considered by the Court here, That, the Judgement in, the Court below in, This, Cause be, reversed, and, That it be Certified back to Said Court, and, That, a procedendo, issue accordingly

Coleman Harrell
vs
Nathaniel Stringfield

And Now, This, Cause, Came, up, on, the writ of error and assignment of Error which, was, taken, under, advisement, by, the, Court, and after due, Consideration by, the, Court, it, is, ordered, That, the Judgement of the, Court, below, be, affirmed, and, thereupon on Motion of, defendants, Attorney, it is ordered by, the, Court, That, the Said Nathaniel Stringfield, Recover of the Said Coleman Harrell, as principal, and Samuel M. Thompson Security, as well the Sum of, Eighty, eight Dollars and forty, four, Cents, damages, in, the, Sum of Seven Dollars and eighteen, Cents, his, Costs, and, Charges, about, the, Said, in, this, behalf, expended, and, That, he, have, execution, therefor

Joshua Aikin & others
vs
John Appleby

And Now, on, This, day, This, Cause, Came, up, on, the writ of Error and, assignment of error which was, taken, under, advisement, by, the, Court, and, after due Consideration by, the Court, it is, ordered, That, the Judgement of, the, Court, below, be, affirmed, and, thereupon on Motion of, defendants Attorney, it is, ordered by, the, Court, That the Said

United States
vs
Edward Pond

And Now, this, day this Cause came up for further Hearing, on the writ of Error and, assignment of error aforesaid, whereupon all, and Singular, The premises having, been Seen and Heard, and by, the Court here fully understood, due, deliberation, being, had, thereon, it is, Considered by the

Court here, that, the judgement of the, Court below, in this, C. be, reversed, and, that, it be, Certified, back to Said, Court a, that, a, procedendo, issue, accordingly

George Temple
vs
Hays & Hendershot

And Now, this, day, this, Cause, Came, up for further Hearing, on the mot, of Error, and, assignment of Error, aforesaid, whereupon, and, Singular, the premises, having been, Seen and Heard, and by, the Court, here, fully, understood, and, due, deliberation, being, had, thereon, it is, Considered by, the, Court, here, that, the judgement of the, Court below, in this, Case, be reversed, and, that, it be, Certified back to Said Court, and, that, a procedendo issue, accordingly

Chapman Ledashmate & White
vs
John L. Allen

And Now, on, this, day this Cause, Came, up, on, the mot of Error, and, assignments of Error, which, was taken, under, advisement by the, Court, and, after due, Consideration by, the, Court, it is, ordered, that, the judgement, of, the, Court below be affirmed, and, thereupon on Motion, of, , attorney, it is, ordered by, the Court here, that, the, Said John L. Allen

Charles Wilson Esqr tendered his Corporal, resignation of the office of Reporter of this, Court, which, was accepted, and, on Motion of Mr Grimes, William D. A. Bradford Esqr, received, the, appointment to, the office of Reporter of this, Court

Adjourned, Court, Now, adjourn until 9 oclock, To, Morrow Morning

Charles Mason
Chief Justice

Thursday December 12 th 1839

Court met pursuant to adjournment present
the Hon. Charles Mason, Chief Justice The
Hon Joseph Williams, associate Justice

Ordered that this Court adjourn Sine die

Charles Mason
Chief Justice &c

Monday July 6 th 1840

This day the hour having arrived for the meeting of
the Supreme Court, and there nothing a quorum
present the Court stands adjourned until the morrow
morning 9 oclock

Charles Mason
Chief Justice &c

Tuesday July 7 th 1840

This day the hour having arrived for the meeting of
the Supreme Court, and there not being a quorum
present the Court stands adjourned until the morrow
morning 9 oclock

Charles Mason
Chief Justice &c

Wednesday July 8 th 1840

This day Court met pursuant to adjournment present
the Hon. Charles Mason, Chief Justice. Hon Joseph
Williams & Hon Thomas D. Wilson, associate justices

On motion, messrs. Reed, Mitchell, Buckland, Thornton
Grant, Springer and Thornington Esqrs were admitted as
practitioners at this Court, and now sworn accordingly

Samuel R. Holcomb et al
vs
William Weatherby

And now comes the plaintiff in error by his Attorneys and move
the Court to affirm the judgment
of the Court below for reasons on file

Charles A. Ballard
vs
C. A Ridgley & H. Pillon

This day this Cause Came up for trial, and by the Consent of Counsel the Same was Submitted to the Court without argument. The Court took the Case under advisment

Abm Lawn
vs
United States

And now Comes the Defendant in error by his Attorney, and Moves the Court to dismiss the writ of error in this Cause for reasons on file

Mark Hudson
vs
R & A Mathews

And now Comes the Defendant in error by their Attys S Rich and Moves the Court to dismiss this Cause for reasons on file

Hosea Hall
vs
Solomon Power

And Now Comes the plaintiff by his Atty Teale, and Moves the Court for a writ of Certorare returnable to the next term for reasons on file

At the Same time and place Said Defendant by his Attorney W. Henry Starr Moves the Court here for a dismissal of the writ in this Case for reasons on file

James Fiske
vs
The United States

And now Comes the Defendant in error by William H. Starr, and moves the Court here to dismiss the writ of error in this Case for reasons on file

Lewis McKee
vs
Martin Sutherland use G.W. Garrett

And now Comes the plaintiff in error by his Attorneys Lowe & Wicker and Move the Court here for a Continuance of This Cause for reasons on file

Richard Kindsbaum
vs
Hogan & Thompson
Stephen A Foster
vs
John McKee et al
Ad.

And now Comes the plaintiff in error by their Attorney Downing, and Moves the Court to dismiss the appeal for reason on file

And Now Comes the Defendant in error by Said their Attorney and Moves the Court to dismiss the writ for reasons on file

United States
vs
Angelo Lirella

An Motion of Plffs Atty this Case was dismissed

United States
vs
Thomas Ingory

On motion of Plaintiffs Counsel this case was dismissed

Robert Wayman & Lorenzo Bullard
vs
Jones M Bacon

On motion of Defendants Counsel this Cause was dismissed

Ordered That This Court now adjourn until to morrow morning 8 oclock

Cranch Mason
Chief Justice

Thursday July 9th 1840

Court met pursuant to adjournment present the Hon Charles Mason Chief Justice Hon Joseph Williams and Hon Thomas S Wilson associate Justices

United States ex relation
Saml A Lacompt et al
vs
Iowa County Commissioners
Du Buque County

This day met according to the agreement of Counsel in this Cause

Ordered That This Court do now adjourn until to morrow morning 8 oclock

Charles Mason
Chief Justice

Friday July 10th 1840

United States ex relation
Saml A Lacompt et al
vs
Iowa County Commissioners
Du Buque County

This day this Cause coming for further hearing and the arguments of Counsel being concluded the Court took the Case under advisement

Isaac M Keeley
vs
William Gordon

This day Came the parties by their attorneys and the Defendant by his counsel demurred in the record in this Cause Thereupon by the Consent of the parties it is ordered that a writ of Certiorari be issued to the Clerk of the District Court of Muscatine County to send up to this Court a Certified Copy of all the papers on file relative to this Cause

Stephen H. Portis
vs
John McKee et al
Clayborn W. Hughes
vs
Robinson Morse

On motion this Cause was dismissed

And now this day Comes the plaintiff in error by W Henry Starr his Attorney and Moves the Court here to dismiss the writ in this Cause

At the same time and place Comes the Defendant in error and moves the Court for a writ of procedendo to the Court below which is accordingly awarded

Abel C Inyfram
vs
Geo W Cooley et al

This day this Cause Came up and by Consent of Counsel the Same was Submitted without argument

Same order

Alex Lowe
vs
United States

Same order

Aaron H. Harlan et al
vs
John Sigler

Hosea Hall
vs
Solomon Power

And now Comes the plaintiff by his Attorney Tiak and moves the Court that a writ of Certiorari issue in this Cause to the Clerk of the District Court of Jefferson County Commanding him to send up a more perfect Record, and that said writ be made returnable to the next term of this Court

Watterman Sutty
vs
United States

This day this Cause Came up and by Consent of Counsel the Same was Submitted without argument

Ordered that this Court do now adjourn until to morrow morning 8 o'clock

Charles Mason
Chief Justice

Saturday July 11th 1840

Court met pursuant to adjournment present the Hon Charles Mason Chief Justice Hon Joseph Williams and Hon Thomas S Wilson associate Justices

On motion of S. L. Clarno Esqr. Horace Smith Esqr was admitted as an attorney and Counsellor at this Court and was sworn accordingly

United States ex relation
Saml. H. Lamsport et al
vs
Piara County Commissioners
Lee Pergen County

And now this day Came the parties by their attorneys and the arguments of Counsel being concluded and all the proceedings being fully examined into and being understood by the Court

It is ordered by the Court that the motion of the Relators be refused and that the Defendants go thence without day and recover of said Relators the Costs of this Court in their behalf expended for which execution may issue

George M Leighton
vs
Jacob White

And now this day this Cause Came up for hearing and after the arguments of Counsel being heard the Court took the Case under Consideration

Ordered that this Court do now adjourn until tomorrow Monday Morning 9 oclock

Charles Mason
Chief Justice

Monday July 13th 1840

Court met pursuant to adjournment present the Hon Charles Mason Chief Justice Hon Joseph Williams and Hon Thomas S Wilson associate Justices

Abel Ingraham
vs
G.W. Cooley et al

This day this Cause Came up for further hearing and the proceedings having been seen and fully understood by the Court it is Considered by the Court here that the Judgment in the Court below in this Case be reversed and that it be Certified back to said Court

A. P. Porter and Same Plaintiffs

vs

Hosea Moffitt

And now this day this Cause Came up for hearing and after the arguments of Counsel being heard the Court the Court took the Case under advisement

Same Order

Daniel Strong

vs

James Nelson

Ordered That This Court do now adjourne until tomorrow Morning 8 oclock

Charles Mason
Chief Justice

Tuesday July 14th 1840

Court met pursuant to adjournment present The Honorable Charles Mason Chief Justice Hon Thomas S. Wilson associate Justice

Eli Reynolds

vs

S. S. White

And now this day this Cause Came up for hearing and on motion of Counsel the Same was dismissed and a writ of procedendo awarded to the Court below

Lewis McKee

vs

Martin Sutherland use G. M. Gamel

And now this day this Cause Came up for further hearing and the Motion for Continuance overruled whereupon the Cause was dismissed and a writ of procedendo awarded to the Court below

William Long

vs

Grable Long use Walling

This day this Cause Came up for hearing and after the arguments of Counsel being heard the Court Sta the Same under Consideration

Same Order

Henry Leighton

vs

Daniel Gibson

Ordered that this Court now adjourn until tomorrow morning 8 oclock

Charles Mason
Chief

Wednesday July 15th 1840

Court met pursuant to adjournment present the Hon Charles Mason Chief Justice Hon Joseph Williams Hon Thomas S Wilson associate Justice

Joseph Cam et al
vs
John M Watson

On now this day this Cause came up for hearing and after the arguments of Counsel having been heard, the Court took the Same under Consideration

Robert Brown Jr
vs
Franklin Mallett

And now this day this Cause came up for hearing and the Court having heard the argument on the part of the plaintiff, the Cause stands open for argument on the part of the Defendant

Lewis McKee
vs
Martin Sutherland use of)
George, anrs

Debt

And now this day this Cause came up for further hearing and this appearing to this Court that ~~there was no~~ no error had been committed by the plaintiff in the proceedings of the Court below, it is therefore considered ~~Injunction dissolved~~ by the Court that the ~~appeal~~ came not, nor further prosecutes his writ of Error, and that the plaintiff ~~in error~~ recover of the Defendant below Lewis McKee ~~the Sum of~~ ~~Costs this debt, as the Sum of~~ ~~damages~~ ~~for the detention of the Sum~~ the Costs which have accrued in this Court taxed at $4.12½ and that a writ of Procedendo to the Court below be awarded.

Richard Kirkbaum
vs
Hogan & Thompson

This day this Cause was called up for further hearing on the motion to dismiss the appeal and the arguments of Counsel being heard the Court to the Same under advisement

Daniel Fike
vs
United States

Same Order

Ordered That this Court do now adjourn until tomorrow morning 8 oclock

Charles Mason
Chief Justice

Thursday July 16th 1840

Court met pursuant to adjournment present the Honorable Charles Mason Chief Justice and the Honorable Thomas Smith associate Justice

And now this day came into Court Adam Funk an alien, and made application to be naturalized, and admitted a Citizen of the United States, and having taken and Subscribed the oath of Allegiance and abjuration, and produced to the Court the evidence required by Law in such Case, he is admitted to naturalization accordingly as a Citizen of the United States

Daniel Fitch
vs
The United States

And now this day this Cause was called up for further hearing on the motion to dismiss the writ of error, whereupon it is ordered by the Court here that a writ of procedendo be awarded to the Court below at the Costs of the plaintiff in error.

Henry Creighton
vs
Daniel Gordon

And now this day this Cause came up for further hearing on the writ of error and assignment of errors which was taken under advisement by the Court and after due Consideration by the Court it is ordered that the judgment of the Court below be affirmed and thereupon it is ordered by the Court that the said Daniel Gordon recover of the said Henry Creighton as well the Sum of One Hundred and fourteen Dollars & Sixty Six Cents damages, as well the Sum of Sixty four Dollars and forty Cents his Costs in the Court below as the Sum of Four Dollars & twelve Half Cents his Costs in this Court, about his Suit in this behalf expended and that he have execution therefor

Harlan & Duncan
vs
John Sigler

And now this day this Cause came up on the writ of error and assignment of error which was taken under advisment by the Court and after due Consideration by the Court it is ordered that the judgment of the Court below be affirmed and thereupon it is considered by the Court that the said John Sigler recover of the said Aaron Harlan and William Duncan as well the Sum of one Hundred and twelve Dollars & thirty two Cents debt and damages $112.32, as well the Sum of $8.27 his Costs in the Court below as the Sum of Four Dollars his Costs in this Court, about his Suit in this behalf expended and that he have execution thereof

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William Long
vs
Gabriel Long use D. Watling

And now, this day this Cause, Came up for further hearing and the Court having heard the same under Consideration it is Considered by the Court here that the judgment in the Court below be set aside and that a new trial be granted

Same, Order

Wm. Wright
vs
Jacob White

Same, Order

John N. Helmick
vs
Adam Johnson

And now this day this Cause, Came up for trial and upon motion the Same was Continued

John. Muldrum
vs
James. Clarke

Same, Order

James Chambers
vs
Isaac D. Lathrop

Same, Order

Benjamin Pinson
vs
James Cameron

Same, Order

William Weatherby
vs
Sam'l R. Holcomb et al

And now this day this Cause Came up, and upon Motion the Same was dismissed, and a writ of procedendo awarded to the Court below

Ex parte
In re
Jno. County Commissioners
Jefferson County

This day this Cause, Came up for hearing, and the argument of Counsel having been heard the Court took the Cause under Consideration

D. C. Smith
vs
Jacob Cutler, admr
Geo. M. Cutler

Same Order

Mark Hudson
vs
P & A. Mathews

And now this day this Cause Came up for trial - and upon motion the Same was Continued

Richard Kneshbaum
vs
Hogan & Thompson

And now this day this Cause Came up for further hearing on the motion to dismiss the appeal and the Court having had the Same under Consideration it is Considered by the Court here that the appeal be dismissed and that a writ of procedendo be awarded to the Court below and that Hogan & Thompson recover of said Kneshbaum the Sum of $ [illegible] Costs in the Court below as well the Sum of $ [illegible] Costs in this Court about this suit in their behalf expended.

A. P. Porter, and
Samuel Prugetton
vs
Hosea Moffett

And now this day this Cause Came up on the writ of error and assignments of errors which was taken under advisement by the Court and after due Consideration by the Court it is ordered that the judgment of the Court below be affirmed, and thereupon it is considered by the Court that the said Hosea Moffett recover of the plffs in error and all the Sum of $195.42 damages, as well the Sum of $23.36 Costs in the Court below, as the Sum of $4.50 Costs in this Court and that he have execution therefor

Charles Mason
Chief Justice

Friday July 17th 1840

Court met pursuant to adjournment present the Hon Charles Mason Chief Justice Hon Thomas J. Wilson associate Justice

And now this day Came Francis Parolh an Alien, and made application to be naturalized and admitted a Citizen of the United States, and having filed his declaration in this Court according to law, and having taken and Subscribed the oath of Allegiance and abjuration and produced to the Court the evidence required by law in such cases. He is admitted to Naturalization as a Citizen of the United States

I. N. Hutchison & John Ross
vs
Francis Labadie use Jacob Harris

This day this Cause Came up for hearing and the arguments of C. having been heard the Court took the Same under Consideration.

Ordered that this Court do now adjourn
until Tomorrow Morning 8 oClock

Charles Mason
Chief Justice

Saturday July 18th 1840

Court met pursuant to adjournment present the Hon Charles
Mason Chief Justice Thomas S Wilson, associate Justice

And now this day Came into Court
William Myers an Alien and made application to be
Naturalized and admitted a Citizen of the United States
and having filed his Declaration according to Law
and having taken and Subscribed the oath of Allegiance
and abjuration, and produced to the Court the evidence
required by Law in Such Cases he is admitted to Naturalization accordingly a Citizen of the United States

Mactby & Polk use Mactby
vs
Thomas Cooper

7 And now this day this Cause
Came up for hearing and the
arguments of Counsel having been
heard the Court took the Same
Under advisement

Ordered that this Court do now
adjourn until Monday Morning 8 oClock

Charles Mason
Chief Justice

Monday July 20th 1840

Court met pursuant to adjournment present the Hon
Charles Mason Chief Justice Hon Joseph Williams
associate Justice

Came now this day Came into Court Lloyd Allen
an Alien, and made application to be naturalized and admitted a
Citizen of the United States and having filed his declaration according
to Law and having taken and Subscribed the oath of Allegiance and
abjuration, and produced to the Court the evidence required by Law
in Such Cases he is admitted to Naturalization accordingly a Citizen of
the United States

Ordered that this Court do Now adjourn until
tomorrow Morning 8 oClock

Charles Mason
Chief Justice

Tuesday July 21st 1840

Court met pursuant to adjournment present the Hon Charles Mason Chief Justice. Hon Joseph Williams assoc Justice

Fox et al
vs
Moore County Commissioners
of Jefferson County

And now this day this Cause Came up on the writ of error and assignment of errors which was taken under advisement by the Court and after due Consideration by the Court finding no error in the judgment of the District Court in this Case. it is ordered by the Court that the judgment of the District Court be affirmed, and that a writ of procedendo be awarded in this Case to the Court below

John Carothers
vs
John Mick

And now this day this Cause Came up for further hearing which was taken under advisement by the Court and after due Consideration by the Court it is ordered that the judgment of the Court below be affirmed, and that the said plaintiff in error recover of the said plaintiff in error as will the sum of $73.89 his damages, as the sum of $47.23 his Costs in the Court below, as the Sum of $4.25 his Costs in this Court about this suit in this behalf expended. and that he have execution therefor

Joseph Cain et al
vs
John M. Watson

And now this day this Cause Came up for further hearing which was taken under advisement by the Court and after due Consideration by the Court it is ordered that the judgment of the Court below be affirmed, and that the said defendant in error recover of the said plaintiff in error as will the Sum of $25.64 his damages, as the Sum of $104.02 his Costs in the Court below, as the Sum of $4.25 his Costs in this Court, about this suit in this behalf expended, and that he have execution therefor

John C. Heath
and
Jacob Cutler Admst of
Gr. M. Cutler

And now this day this Cause Came up for further hearing which was taken under advisement by the Court and after Consideration by the Court it

Considered by the Court Here, That the Judgment of the Court below, in this Case be reversed, and that it be Certified back to the Said Court and that a writ of procedendo be awarded

John C. Sleth
vs
Jacob Cutler Admst of
Geo. Cutler

Same Order

William S. Edgar
vs
Enos Lowe Surviving partner of
James M. Campbell

This day this Cause Came up for Hearing and by Consent of Counsel the Same is Continued

Jas. S. Slater Will Wade
vs
David Hendershot for use of
Nancy Redman & J. H. Eberman

Same Order

Ordered That This Court do now adjourn until tomorrow morning 8 oclock

Charles Mason
Chief Justice

Wednesday July 22 - 1840

Court met pursuant to adjournment present the Hon Charles Mason Chief Justice the Hon Joseph Williams Associate Justice

The Committee to whom was referred the Examination of James M. Morgan, relative to his qualification, as an Attorney in this Court, reported through M. Bradford that he was duly qualified, as a Counsellor and Attorney in this Court, and thereupon M. Morgan being present was Sworn accordingly

John Lorton Senior
vs
Samuel C. Agnew

And now this day this Cause Came up, and the arguments of Counsel having been Heard, the Court took the Same under Consideration

William Griffey
vs
Jesse L. Payne

And now this day this Cause Came up for trial, and the arguments of Counsel having been heard the Court took the Same under advisement

Ordered that this Court do now adjourn until to morrow morning 8 oclock

Charles Mason
Chief Justice

Thursday July 23. 1840

Court met pursuant to adjournment present the Hon Charles Mason, Chief Justice. the Hon Joseph Williams Associate Justice

Be it remembered that on this 23. day of July 1840 John Fitz an Alien a native of Germany and at present a Subject of the Prince of Hudson Homburgh Came into Court and made this Solemn declaration that it is his real and bona fide intention to renounce all fidelity, and Allegiance to every foreign Potentate. Prince Power, and State whatsoever, and particularly to the Prince of Homburgh, and to become a real Citizen of the United States of America. Said John Fitz being at present a resident of the County of Lidmond Iowa Territory

Subscribed, and Sworn to in open Court the, day, and date, above written

Be it remembered that on this 23 day of July 1840 John Spearbear and Joseph Spearbear Aliens and natives of Germany and at present Subjects of the King of Bavaria, Came into Court and made their Solemn declaration that it is their real and bona fide intention to renounce all fidelity and Allegiance to every foreign Potentate. Prince Power and State whatsoever and particularly to the King of Bavaria and to become Citizens of the United States of America. Said John & Joseph Spearbear being at present residents of Lidmond County Iowa Territory

Subscribed and Sworn to in open Court the, day, and date, above written

Thomas McKnight
vs
S.M. Birkhapuse of
Hooper Peck & Scales

And now this day this Cause
Came up for trial and
after the arguments of Counsel
having been heard the Court
to the same under advisement

C.A. Ballard
vs
C. A. Ridgley & H. Dillon

Ordered that this Court do now adjourn
until Tomorrow morning 8 oclock

Charles Mason
Chief Justice

Friday July 24th 1840

Court met pursuant to adjournment present the
Hon. Charles Mason Chief Justice. Hon Joseph Williams
associate Justice

Thomas McKnight
vs
S.M. Birkhapuse of
Hooper Peck & Scales

And now this day this Cause
Came up for further hearing and
the Court having had the Same
under advisement it is Considered
by the Court that the judgment in the Court below be reversed
and that it be Certified back to said Court

William Griffey
vs
Jesse L. Payne

And now this day this Cause Came
up for further hearing and the Court
having had the Same under advisement it is ordered
that the judgment in the Court below be reversed

John Sorton Jnun
vs
Samuel C. Agnew

And now this day this Cause C. up for further hearing and the Court had the Same under advisement it is ordered the judgment in the Court below be reversed and that John recover of Some C. Agnew his Costs of the Court below taxed at $ and the costs of Court taxed at $4.00

E. S. Hall
vs
John Smith et al

And now this day this Cause Came up for further Hearing, and the Court having had the Same under advisement it is Considered by the Court that the judgment in the Court below be affirmed

Swan Holmes & Co
vs
Franklin Mallet

And now this day this Cause Came up for further Hearing, and the Court having had the Same under advisement it is Considered by the Court that the judgment of the Court below be affirmed and that Said Mallett recover of Said Swan Holmes & Co. the Costs in the Court below taxed at $9.56. and the Costs in this Court taxed $4.50. and that he have execution therefor

Walter Thurman
vs
Samuel Holliday

And now this day this Cause Came up for further hearing and the Court having had the Same under advisement it is Considered by the Court that the judgment in the Court below be affirmed and that the Said Holliday recover of Said Thurman the Sum of one Hundred dollars debt, and the Sum of $17.00 damages, and the Sum of $35.06 Costs in the Court below and the Sum of $4.50 Costs in this Court and that he have execution therefor

Maltby & Rolls
vs
Thomas Cooper

And now this day this Cause Came up for further hearing and the Court having had the Same under advisement it is ordered by the Court that the judgment in the Court below be affirmed

Daniel Strong
vs
Daniel Weldon

And now this day this day this Cause Came up for further hearing and the Court having had the Same under advisement it is Considered by the Court that the judgment in the Court below be affirmed and defendant recover of the Plaintiff

34 $20.58 Costs in the Court below as the Sum of $4.50 Costs in this Court about this suit in his behalf
expended and that he have execution therefor

Abm. C Clover
vs
The United States
Anson

And now this day this cause
came up for further hearing
and the Court having had the same
under advisement it is considered by the Court here that
the judgment of the Court below be reversed, and that the
said Abm C Clover go hence without day - it is also considered
that Abm C Clover do have and recover of
his Costs about the same in the Court below as also in this
Court in this behalf expended and that he have execution
therefor

William Tally
vs
The United States

And now this day this Cause
Came up for further hearing and
the Court having had the same
under advisment it is Considered by the Court here that
the judgment of the Court below be reversed, and that the
said William Tally go hence without day - it is also considered
that William Tally do have and recover of
his Costs about the same in the Court below taxed at $
as also in this Court taxed at $ in this behalf expended
and that he have execution therefor

Jeremiah Smith
vs
Robert Ralston

And now this day this Cause Came up for
further hearing and the Court having had the
same under advisment it is Considered by the Court
here that the judgment of the Court below be affirmed, and that Robert
Ralston recover of Jeremiah Smith, as well the Sum of $289.04 damages as
the Sum of $23.27 Costs of the Court below as the Sum of $4.50 Costs of this
Court in this behalf expended and that he have execution therefor

Ordered that this Court do now
adjourn Sine die

Charles Mason
Chief Justice

Rules of Practice in the Supreme Court

1st The Clerk Shall Sign and Seal all writs of error in blank upon the request of any Attorney of this Court and which may afterward be filled up and issued as occasion may require

2nd The Clerk of the District Courts Shall obey such writs by furnishing the Attorney suing the same or any other person he may designate with a true Copy of the Record and Proceedings in the Case, under the Seal of the Court with all convenient dispatch

3rd Upon issuing a writ of Error the Attorney Shall forthwith give Notice of the same to the Attorney of the opposite party, or if there be no Attorney known to them to the party himself, accompanied by an assignment of errors upon which he relies

4th If the Certified Copy of the Record and proceedings be not filed with the Clerk of the Supreme Court on or before the first day of the next succeeding term, or if the Notice and assignment of errors be not served, as required by the last Rule, at least fifteen days previous to said term, a Continuance of the Case may be had upon motion of defendants Counsel

5th If such failure to file the Record or to serve said notice, and assignment shall appear to be from any inexcusable negligence of the plaintiff or his Attorney, the Court may dismiss the writ of error

6th Appeals in Common Law Cases Shall be regulated by the same rules, as writs of error, subject to the modifications imposed by Statute, except that no notice need be given with the assignment of errors

7th No errors Shall in any Case be regarded by the Court except those stated in the assignment, but the Court may allow the plaintiff to amend such assignments upon such terms, as may be deemed just and reasonable

8th The defendant Shall plead to the assignment of errors on or before the first day of the next Term, or failing thereof, the plaintiff may proceed as in case unless reasonable excuse be shown for such default

9th The Counsel for each party Shall be required to furnish the Clerk of the Court with the points upon which he will rely except in Case of a defendant who has no affirmative points to make, on or before the first day of the Term, and on failure thereof, the Case may be Continued upon motion of the party not in default, or the Court may, at its discretion affirm the judgment below or dismiss the writ of Error, according to the nature of the Case

10th The Clerk Shall thereupon furnish a Copy of the points to each of the members of the Court, and to the opposite Counsel, and Shall be allowed to charge Two dollars for the usual rates for such Services

Rules Continued

11th The Statement of the points required to be made for the use of the Court shall consist of a clear Statement of the facts of the case, the points relied upon, accompanied with a brief of the authorities relative to each point. The points furnished the opposite Counsel shall be the same omitting the Statement of the facts of the Case

12th Writs of Certiorari shall only be awarded on a written Motion setting forth the facts on which the same is founded, and verified by affidavit or the Professional Statement of Counsel, admitted by the opposite party. Such Motion must be made below the Cause is peremptorily called for Hearing

13th If the Judgment below be affirmed a writ of procedendo in Case there shall have been a Supersedeas granted, shall issue of Course directing the Court below to proceed to execute the Judgment therein rendered, such writ shall be issued on the Clerk of the Court below whose duty it shall be to superscribe the proper official Style thereto and do their duty accordingly

14th If a new trial be awarded a Certified Copy of the order being Issued on the Clerk of the Court below the Cause shall stand in such new trial at the head of the Civil Cases for the ensuing time of that Court

15th In all Cases when not otherwise ordered, the Costs of this Court shall be Collected by execution issued by the Clerk thereof directed to the Sheriff of the proper County, and returnable.

16th All Special Motions shall be in writing signed by Counsel and filed of Record

17th Whenever any alteration is made in the entry of the Clerk, a note thereof shall be made in the margin and signed by one of the Judges of the Court

18th All Special applications for the Continuance of a Cause shall be made for record filed, stating what motions have been made to postpone for trial, and supported by affidavit

19th In all Cases when a writ of error or appeal shall be a Supersedeas to a judgment in the Court below, fifteen days previous to any term of this Court it shall be the duty of the plff in error or the appellant to file a Copy of the record with the Clerk of this Court, on the first day of the term, and if he shall fail so to do the deft in error or the appellee shall be permitted afterwards to lodge a Copy of the record with the Clerk, and the Case shall stand for trial in like manner, as if the record had come up, on the first day of the term next after the date of the Supersedeas, or he may on producing to the Court a Certificate from the Clerk below stating the Cause, and that a writ of error, or an appeal had been taken which operates as a Supersedeas the judgment here on the Case docketed and dismissed

Monday July 5th 1841

Court met pursuant

The Hon Charles Mason Chief Justice and the Hon Thomas S. Wilson, associate Justice

On Motion of M. Perry Edwin Howell Esqr a Committee of the Bar Messrs Perry, Hempstead & Wheeler was appointed by the Court to examine into the qualifications of John Cowle Esqr and report

On Motion of M. Stanton Cases No 9 & 49 wherein William Stanton et al. are plaintiffs in error and Edgar McCarty is defendant in error, was Consolidated into No 9 on the Calendar

S. C. Hastings
vs
Saml. L. Sonk

And now Comes the defendant in error by Wheeler his Attorney, and moves the Court, that the writ be dismissed for want of an assignment of errors. And it appearing to the Court now here that the writ was returnable here at the last term of this Court, and that no error has been assigned, nor doth the pltff in error come to prosecute his said writ, It is therefore Considered by the Court that the ~~writ~~ be dismissed at the Costs of the pltff in error, and that a writ of Procedendo issue to the District Court of Muskingum County

Benjamin Gordon
vs
James Keenan

, On Motion by Counsel of Counsel the Cause was Continued, generally

Benjamin Hyer
vs
Green, Eve Removed

And now this day this Cause came up and upon Motion the same was dismissed, and a writ of Procedendo awarded to the Court below. It is therefore Considered by the Court that the defts in error have the cost of the pltff in error in the Court below and the cost of transcript in this Court taxed at $5.00

Eli Reynolds
vs
Andrew Campbell Admr &
Elizabeth Moon Administratrix
of the estate of Eliab Moon decd

This day this Cause Came up, and upon Motion the writ was dismissed and a writ of Procedendo awarded to the Court below. It is therefore Considered by the Court that the defts in error have recovery of the pltff in error the Costs in this Court taxed at $5.00 and the Costs of transcript in Court below $3.69

Samuel Hacker & Edwin Howell
vs
Thomas D. Taylor

And now This day this Cause Came up, and upon Motion of Counsel the judgment in the Court below was affirmed, therefore it is ordered by the Court that Thomas D. Taylor recover of Hacker & Howell the Sum of $330.75 damages, also the Sum of $19.14 Costs in the Court below and the Sum of $4.00 Costs in this Court

Thomas McCreary
vs
Michl Sullivan

And now This day this Cause Came for Hearing and on Motion of Com the Judgment of the Court below is affirmed, and Procedendo awarded. It is therefore ordered by the Court that Michl Sullivan recover of Thomas McCreary the Sum of $163.98 damages, also the Sum of $8.44 Costs in the Court below and the Sum of $4.00 Costs in This Court

Francis Gelon
vs
William D Mainmight
for the use of John L Lincon

And now This day this Cause Came up and on Motion of Counsel the Judgment of the Court below was affirmed. It is therefore ordered by the Court that William D Mainmight for the use of John L Lincon recover of Francis Gelon the Sum of $344.21 damages, and the Sum of $19.83 Costs in the Court below, and $4 Costs in This Court, and that Procedendo issue

Gelon & Hendry
vs
Thompson & McCrum

And now This day this Cause Came up, and upon Motion of Counsel the Judgment of the Court below was affirmed, It is therefore ordered by the Court that Thompson & McCrum recover of Gelon & Hendry the Sum of $105838 damages, also the Sum of $8.86 Costs in the Court below, and the Sum of $4 Costs in this Court, and that a writ of Procedendo issue

Ordered That this Court do now adjourn until Tomorrow Morning 8 oclock

Charles Mason
Chief Justice

Tuesday July 6th 1841

Court met pursuant to adjournment present Hon Charles Mason Chief Justice Hon Joseph Williams and Thomas T. Wilson assosiate Justices

Silas A Hudson
vs
James Huntsinger

And now This day this Cause Came up for Hearing, and it appearing That no assignment of Error has been filed, and on Motion of Counsel the Judgment of the Court below was affirmed. It is therefore ordered by the Court here that James Huntsinger have and recover of Silas A Hudson the Sum of $322.12 damages, also the Sum of $14.63 Costs in the Court below and the Sum of $4.00 Costs in this Court, and that he have execution therefor.

Chauncey Beaman
vs
Samuel W McCall

And now This day this Cause Came up for Hearing, and on Motion of Counsel the Judgment of the Court below was affirmed. It is therefore ordered by the Court here that

Samuel W. McCall have and recover of Chauncy Pearman the Sum of $65.00 debt, also the Sum of $46.01 damages and the Sum of $27.12 Costs in the Court below. and the Sum of $4.00 Costs in this Court

On Motion of M. Winstead Jamie Crawford Esqr was admitted, and duly Sworn in, as an Attorney and Counsellor at Law in this Court

On Motion of M. Winstead John Henry Kelly was admitted, and duly Sworn in as an Attorney and Counsellor at Law in this Court

The Committee to whom was referred the examination of John L Mell Esqr as an Attorney reported them qualified and recommended that he be admitted, whereupon Mr Mell appearing was duly Sworn in as an Attorney and Counsellor at Law in this Court

John A. Mebane
vs
Adam Johnston

And now this day this Cause Came up for trial, and the Arguments of Counsel having been heard the Court to the Same under Consideration

Lawson Samuel
vs
Saul Foster

And now Come Samuel Samuel by Stephen Whitson his Attorney and gave the Court to understand, and be informed that Saul Foster in the District Court of Jones County in the County of Muscatine lately recovered a judgment against him in an action of assumpsit for the Sum of ——— dollars, and that record and manifest errors exist in the record and proceedings, and also in the rendition of the rendition aforesaid Whereupon on motion of the said Samuel by his Attorney, and on filing a Statement in writing, it is ordered that a writ of certiorari issue to the Clerk of the District Court aforesaid, Commanding him to Certify to said Court the record and proceedings aforesaid, and that said writ be made returnable to the first day of the next term of this Court

Alexander Lee
vs
Thomas McCrary

And now this day this Cause Came up for hearing, and the arguments of Counsel having been heard the Court took the Same under advisement

David Haines
vs
John Tigler

And now Comes the said plaintiff by R Humphreys his Attorney and Suggests diminution of the record in this Case to wit
1st That it appears to have been Motions filed by the Defendant which have not been Certified up
2nd The bill of exceptions is not Correctly Certified, he therefore moves the Court to direct a writ of Certiorari to issue to the Clerk of the District Court for Van Buren County directing them to Certify to this Court a Correct transcript of the proceedings in this Case returnable to the next term of this Court, and that the Plaintiff by said Attorney have leave to file assts of errors fifteen days before the term of said Court

Aldrum
vs
Daniel Clark

And now this day this Cause Came on for Trial and the Court having heard the arguments of Counsel took the same under Consideration

Daniel Moran
vs
January Stittsworth & Prothro

And now this day Comes the defts by their Counsel R P Love and moves the Court to dismiss the writ in this Cause, and that a procedendo be awarded to the Court below, which Motion was Sustained. It is therefore ordered by the Court that the defts in error have and recover of the pltff in error the Costs in this Court by them expended and the Costs of the transcript in the Court below incurred as

Benjamin Skye
vs
C. Rhodes

On motion of the defendant in error by Counsel his Attorney the plaintiff having failed to assign errors as heretofore he was ruled to do. It is ordered by the Court that the judgment in this Cause in the Court below be affirmed, and that the said defendant in this Court recover of the plaintiff in error the Sum of Six hundred & eighty eight dollars damages, as well as the Sum of Ten dollars & fifty nine Cents Costs of Suit in the Court below and the Sum of Four dollars Costs of Suit in this Court, and that the said defendant in error have execution therefor

Ordered That this Court do now adjourn until to morrow morning 9 oclock

Charles Mason
Chief Justice

Wednesday July 7th 1841

Court met pursuant to adjournment present Hon Reuben Mason Chief Justice Hon Joseph Williams & Hon Thomas F Wilson associate justices

Mark Haskin
vs
P & A Mathews

And now this day this Cause Came on for Hearing and the arguments of Counsel Having fully Heard, the Court took the Same under Consideration

Joseph Allinkinbard and
Sol: Allinkinbard
vs
Martin Byerly

On Motion of Plaintiffs Counsel this Cause was Continued generally

Almond Mill Company
vs
Josiah Smart and
Daniel Garlick

On Motion of Counsel This Cause was Continued generally

Lewis R Mansfield
vs
Nor & Smith

And now this day the defendant in Error by Woodward his Attorney Moved the Court here to affirm the Judgment in the Court below it appearing That no assignment of Errors Having been filed, which motion was Sustained, whereupon it is adjudged by the Court here, That Nor & Smith recover of Lewis R. Mansfield, the Sum of $70.34 damages as well the Sum of $22.62 Costs in the Court below, and the Sum of $4.00 Costs in this Court, and that they have execution therefor

William S Edgar
vs
Enos Lowe Surviving partner of
James M Campbell

And now this day this Cause Came on for trial, and the arguments of Counsel Having been Heard the Court took the Same under advisement

Ordered That this Court do now adjourn until to morrow morning 9 oclock

Charles Mason
Chief Justice

Thursday July 8th 1841

Court met pursuant to adjournment present
Hon Charles Mason, Chief Justice. Hon Joseph Williams
Hon Thomas S Wilson, associate Justices

Be it remembered that M. L. Browning of Nathan Edmundson, citizens of the United States, appeared in open Court, and after being duly informed to the Satisfaction of the Court that James Richey, who became applicant to become a Naturalized Citizen of the United States, was residing within the limits and under the Jurisdiction of the United States before the eighteenth day of June, one thousand eight hundred and forty and has ever since Continued to reside within the same, that for the last five years he has resided within the Territory of Iowa, within the Jurisdiction of the United States, that he is of good moral character attached to the principles of the Constitution of the United States, and well disposed to the good order and happiness of the same.

Whereupon, on Motion, James Richey, a native of Ireland of the Kingdom of Great Britain, appeared in open Court, and makes Solemn oath, that he will Support the Constitution of the United States, and that he doth absolutely and entirely renounce and abjure all allegiance, and fidelity to every foreign Prince Potentate State, or Sovereignty, whatever, and particularly to Queen Victoria present reigning Monarch of Great Britain, whereof he was heretofore a Subject. It is Therefor ordered by the Court that the Clerk of this Court issue to the said James Richey a Certificate of his having taken the final oath, and become a Citizen of the United States

John H Nebick
vs
Adam Johnston

And Now This day this Cause Came up for further hearing, whereupon the Court delivered an opinion on the same, reversing the Judgment of the Court below, Therefor it is adjudged by the Court Here, that the Judgment of the Court below be reversed and that a writ of procedendo be awarded, and that John H Nebick recover of Adam Johnston the Costs of Suit in this Court taxed at , and that he have execution therefor

Alexander Lee
vs
Thomas McCrary

And Now this day this Cause Came up for further hearing, whereupon the Court delivered an opinion on the same reversing & affirming the Judgment of the Court below, Therefor it is adjudged by the Court Here, That the Judgment of the Court below be affirmed and that writ of procedendo be awarded, and that Alexander Lee recover of Thomas McCrary the Costs of Suit in this Court taxed at and that he have execution therefor

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United States
vs
Platon Lapsintelal

And now this day this Cause came on for trial, and the arguments of Counsel having been heard, the Court took the same under advisement

Absalom Ledbetter
vs
United States

And now this day this Cause came on for trial and the arguments of Counsel having been heard the Court took the same under advisement

United States
vs
Mordica Alsop Jun

And now this day this Cause came on for trial, and the arguments of Counsel having been heard the Court took the same under advisement

Jonas M Higby and
Benjamin Ayr
vs
William Gordon

And now this day Comes the plaintiff by Whicher his Attorney and moves the Court now to affirm the judgment in the Court below which motion was sustained. It is Thereon ordered by the Court that a writ of procedendo be awarded to the Court below, and that William Gordon have and recover of Jonas M Higby & Benjamin Ayr, the costs in this Court laced at , and that the same execution thereof

Charles A Warfield
vs
Isaac Foster

And now this day this Comes the defendant by Whicher his Attorney and moves the Court now to affirm the judgment of the Court below which motion was sustained. It is Therefore adjudged by the Court that the said Isaac Foster ought to recover his damages by reason of the non performance of the of the promise & respecting to the satisfaction of the Court that the said plaintiff on the promissory note of the said C A Warfield for the payment of money only & has waived that clause assess the damages & the having assessed the same at the sum of $546.66 - It is therefore Considered that the said Isaac Foster have and recover of the said Charles A Warfield the said Sum of $546.66 his damages as aforesaid assessed, together with the Sum of Nineteen dollars 37/100 Costs of Suit in the Court below, and the Sum of Five dollars Costs of Suit in this Court And it appearing further to the Satisfaction of said Court that the said Isaac Foster had duly sued out an attachment against the Estate of the said Charles A Warfield as aforesaid by this Court, and that the North east qr of Section 33 in Township 7 North range 2 west had been attached &c Therefore it is ordered, that the said Isaac Foster have execution issued for the land so found & on default of the same being sufficient to satisfy said judgment that said Foster have further execution as in ordinary judgments at Law

Ordered that this Court do now adjourn until Tomorrow morning 9 oclock

Charles Mason

Friday July 9th 1841

Court met pursuant to Adjournment present
Hon Charles Mason Chief Justice Hon Joseph Williams &
Hon Richard S. Wilson associate Justices

Lorman Gratiot et al
vs
State Bank of Illinois

On Motion of Defendants by their Counsel
Stephen Strong this Cause is Continued generally

Timothy Davis
vs
Richard Flam

On Motion of Defendants Attorney
this Cause is Continued generally

John Pearson
vs
Aaron Richardson

On Motion of Defendants Attorney
this Cause is Continued generally

Joseph Haycraft
vs
Alexander Wilson

On Motion of Defendants Attorney
this Cause is Continued generally

Hosea Hall
vs
Solomon Dixon

By Consent of Counsel this Cause is
Submitted to the Court without argument

Joseph Adamkinboard and
Sol Adamkinboard
vs
Martin Peyerly

On Motion of Defendant by his Counsel this
the Judgment of the Court below is
affirmed. It is therefore adjudged by
the Court that Martin Peyerly have and recover of the defts
in error the Sum of $49.63 debt & damages, and with the Sum of
$4.49 Costs in the Court below and the Sum of $4.00 Costs in this Court
and that he have execution therefor

On Motion the following named Gentlemen appeared in Court and
were duly Sworn as Attorneys Counsellors at Law in this Court
H. D. Bouton, H. P. Hendershot, John M. Woods, Morgan Dunn,
Isaac L. Lewis and Samuel Shufflefon

Joseph S. Eaton Will Wade
vs
David Hendershot for use of
Nancy Redman & John F. Eberman

And now this day this Cause Came
up for trial and the argument
Counsel having been heard the
Court took the Same under adv

William Staunord
vs
Isaac N. McCarty

And now this day this Cause Came on for Hearing and the arguments of Counsel Having been Heard the Court took the Same under advisement

Richard Kindelaun
vs
Morgan & Thompson

And now this day this Cause Came on for hearing on motion of the defendants by their Counsel Praying the writ of error in said cause and dismissed and a writ of Procedendo awarded to the Court below and that the defendants Have and recover of the plaintiff in error the Costs in this Court laid out & one that they Have therefor Ordered that this Court do now adjourn until tomorrow morning nine oclock

Charles Mason
Chief Justice &c.

Saturday July 10th 1841

Court met pursuant to adjournment present Hon. Charles Mason Chief Justice Hon Joseph Hubbard Hon Thomas Smith Associate Justices

Richard Sadler
vs
George Marshall Sons by
Lucinda Jones

And now this day this Cause Came on for hearing, and the arguments of Counsel having been Heard the Court took the Same under advisement

Ira Hughes
vs
D. M. Brady &c

And now this day Came the Plff by his Attorney Lowe, and moves the Court Hon to remit so much of the Judgment in the Court below, as was rendered for the amount of the Deft and Hereupon it is ordered by the Court that the Sum of Forty eight Dollars and 74/100 parcel of the Judgment aforesaid be remitted accordingly, and that so much of said Judgment, as was rendered for the amt of the note Sur $490.83 be affirmed, and that D. M. Brady & Chase and recover of Ira Hughes the Sum of $368.06 damages and also the Sum of $ 8.58 Costs of Suit in the Court below, and the Plff in error recover of the Deft in error $4 Costs of Suit in this Court, and that he have execution therefor that the Deft in error recover of the Deft in error the costs of the appeal taxed $3.50

E. C. Eldridge
vs
John Ingle

By Consent of Counsel this Cause was Continued generally

Landon P. Hughes and
John P. Lasher

This day this Cause was called for hearing and the parties not appearing the same was Continued generally

John Hogan Pet

James M. Hett

This day this Cause came up for hearing and the parties not appearing the same was Continued

Pet
John E. Land

Jane Little.

Pet
Josh Gleason

And now this day this Cause came up for hearing, and the arguments of Counsel having been heard the Court took the same

under advisement

Daniel Scott

Pet
United States

And now this day this Cause came up for hearing and the arguments of Counsel having been heard the Court took the same

under advisement

James Lamed

Pet
D.M. Grady Ex-

And Now this day this Cause came up for hearing, and the arguments of Counsel having been heard the Court took the same

under Advisement

N.P.G. Hotmed

Pet
John Wright

And Now this day this Cause came up for hearing, and the arguments of Counsel having been heard the Court took the same

under advisement

David R. Warfield

Pet
Robert M. Clamm

And now this day this Cause came up for hearing, and Motion of defendant by Counsel the same was dismissed, and it is ordered & proceeded accorded to the Court below, and that Robert M. Clamm have and recover of David R. Warfield the sum of for his Costs in this Court, and that execution issue therefor

Henry Hardman

Pet
Aaron Chamberlain

This day this Cause came up for hearing and the same was submitted without argument

48

James Lewis
vs
John Morford

And Now this day This Cause Came up for trial, and the arguments of Counsel Having been Heard, the Court took the Same under advisement

E. A. Johnston
vs
Jermiah Smith

And Now this day This Cause Came up for trial and the Court arguments of Counsel Having been Heard, the Court took the Same under advisement

Jasper Keene
vs
John Sayer

And now this day Comes The defendant by his Counsel, and moves the Court for a new trial the Judgment of the Court below in this cause is set aside and a new trial ordered by the Court for that a writ of procedendo issue to the Court below, and that execution issue against the defendant for Costs of Suit in this Court and that

John Pearson
vs
Andrew Steele

By Consent of Counsel this Cause was Submitted without argument

Ordered, that This Court do now adjourn until Tomorrow morning Nine oclock

Charles Mason
Chief Justice

Monday July 12th 1841

Court met pursuant to Adjournment present Honorable Charles Mason Chief Justice Hon Joseph Williams and Hon Thomas S. Wilson associate Justices

Henry L. McGinn
vs
Valentine Faulkner

And now this day This Cause Came up for hearing, and the arguments of Counsel Having been Heard the Court took the Same under advisement

United States
vs
Nicolas A Crospier

And now this day This Cause Came up for further hearing, and the Court Having had the Same under Consideration, delivered an opinion affirming the Judgment of the Court below

/ John Meldrum
vs
James Clark

And now this day this Cause was Called up for further hearing, and the Court having had the same under consideration, delivered an opinion affirming the judgment of the Court below. It is therefore ordered by the Court here that a writ of procendendo issue to the Court below, and that James Clark have and recover of John Meldrum the sum of $ Costs of Suit in this Court, and that he have execution therefor

X Mark Hudson
vs
R. O. Mathews

And now, this day this Cause Came up and for further hearing, and the Court having had the same under advisement, delivered an opinion affirming the judgment of the Court below. It is therefore ordered by the Court here that a writ of Procendendo be awarded to the Court below, and that Mark Hudson have and recover of R. O. Mathews the Costs of the transcript from the Court below taxed at $, and the Costs of this Court taxed at $5.00 and that they have execution therefor

X James Scott
vs
The United States

And now this day this Cause Came on for further hearing, and the Court having had the same under advisement, delivered an opinion affirming the judgment of the Court below

X Walter Fuller
vs
George Mathews Dowd by
Lucinda Dowd

And now this day this Cause Came on for hearing, and the Court having had the same under advisement, delivered an opinion, rendering the judgment in the Court below. It is therefore ordered by the Court here that a writ of Procendendo issue to Court below, and that Walter Fuller have recover of said Dowd the Costs of the transcript from the Court below taxed at $4.12, and the Costs of this Court taxed at $5.00 as that they have execution therefor.

50

John McCoy
vs
Lawson D Hughes

By Consent of Counsel This Cause was Continued generally

Anderson E Wilson
vs
Johnson King

This day this Cause Came up for Hearing and the Court Having Heard the argument of Counsel took the Same under advisement

And Now This day Came into Court Simon Witte, an Alien and made application to be Naturalized, and admitted a Citizen of the United States, and Having taken & Subscribed the oath of Allegiance and abjuration, and produced to the Court the evidence Required by law in Such Case, he is admitted to Naturalization accordingly as a Citizen of the United States

James Davis
vs
John Monford et al

And Now This day this Cause Came up for further Hearing and the Court Having Heard the Same under advisement delivered an opinion affirming the judgment of the Court below Wherefore ordered by the Court how that a writ of Procendendo issue to the Court below, and that the Deft in error have and recover of the Plff in error the Costs of the transcript from the Court below taxed at $2.50 and the Costs in this Court taxed at $5.00 and that they have execution therefor

W G Holmes
vs
John Wright

And Now this day this Cause Came up for further Hearing and the Court Having Heard the Same under advisement delivered an opinion Affirming the Judgment of the Court below Wherefore ordered by the Court how that a writ of Procendendo issue to the Court below, and that the Deft in error have and recover of the Plaintiff in error the Costs of the transcript from the Court below taxed at $2.50 and the Sum of $5, Costs in this Court, and that he have execution therefor

James Chambers
vs
Isaac D Sathrop

And Now this day this Cause Came up for further Hearing and the Court Having Heard the Same under advisement delivered an opinion, Affirming the Judgment of the Court below Wherefore ordered by the Court how that a writ of Procendendo issue to the Court below & that the Deft in error recover of the Plff in error the Costs of the transcript in the Court below taxed at $4.00 and the Costs of Suit in this Court taxed at $5.00 and that he have execution therefor

Henry Hardman
vs
Aaron Chamberlin

And Now this day this Cause Came for further hearing and the Court had the same under advisement delivered an opinion Reversing the Judgment of the Court below It is therefore ordered by the Court that a writ of Procedendo issue to the Court below and that Henry Hardman recover of Aaron Chamberlin the Costs of the transcript in the Court below taxed at $2.75 and the Costs of this Court taxed at Five Dollars and that execution issue therefor

James Lowe
vs
D. W. Grady Ex

And Now this day this Cause Came up for further hearing and the Court having had the Same under advisement delivered an opinion Reversing the Judgment of the Court below It is therefore ordered by the Court that a writ of Procedendo issue to the Court below and that the Plaintiff recover of the Defendant the Costs of the transcript of the Court below taxed at $2.75 and the Costs in this Court taxed at $ and that execution issue therefor

Ordered that this Court do now Adjourn until Tomorrow morning Nine Oclock

Charles Mason
Chief Justice

Tuesday July 13th 1841

Court met pursuant to adjournment present the Honorable Charles Mason Chief Justice & Honorable Joseph Williams associate justice

E. A. Johnston Ex
vs
Jeremiah Smith

And Now this day this Cause Came up for further hearing and the Court having had the same under advisement delivered an opinion ordering Judgment to be entered for the Plff It is therefore considered by the Court that the Plff recover of the Defts the Sum of $78.81 debt as well the Sum of Seven dollars & 27/100 damages and the Sum of $15.46 Costs in the Court below and the Sum of $5 Costs in this Court and that he may execution therefor

Dan Tuttle
vs
Isaac Hendon

And Now this day this Cause Came up for further hearing and the Court having had the same under advisement delivered an opinion affirming the Judgment of the Court below It is therefore ordered by the Court that a procedendo issue to the Court below and that the Plff have and recover of the Defts the Costs of the transcript in the Court taxed at $3.25 and the Costs in this Court taxed at $5.00 and execution issue therefor

2

Asbury S Porter and
Samuel Prazelton
vs
Noah Moffett

This day this Cause, Came on for hearing and the Court hearing heard the arguments of Counsel, took the Same under advisement

Ordered That the Court do now adjourn until tomorrow morning, Nine Oclock

Charles Mason
Chief Justice

Wednesday July 14th 1841

Court met pursuant to adjournment present Honorable Charles Mason Chief Justice Honorable Joseph Williams, Associate Justice

3

Daniel Ford
vs
United States

And now, Came the parties by their Counsel and move the Court here to receive the order made in this Cause and adjourned upon the Record of the 12th Instant, which Motion was sustained, It is therefore ordered by the Court here that the order be recinded, and that the Cause Stand over for further advisement by the Court

4

Noah Hall
vs
Solomon Sisco

And now this day this Cause Came on for further hearing, and the Court having had the Same under advisement, delivered an opinion affirming the Judgment of the Court below, It is therefore, ordered by the Court here, that a writ of Procedendo issue to the Court below, and that the Plaintiff in error recover of the Defendant in error the Costs of the transcript in the Court below, taxed at $ and the Costs of Suit in this Court taxed at $5.00 and that execution issue therefor

5

Noah Moffett
vs
Asbury S Porter and
Samuel Prazelton

And now this day this Cause Came on for further hearing, and the Court having had the Same under advisement, delivered their opinion, Reversing the Judgment of the Court below It is therefore ordered by the Court here that a writ of procedendo be awarded to the Court below, and that plaintiff in error recover of the Defendant in error the Sum of Costs in this Court, and that Execution therefor

X

A. C. Wilson

vs

Johnson Kemp

And now this day this Cause Came for fur-
ther hearing, and the Court having had the Same
under advisement, delivered an opinion, affir-
ming the Judgment of the Court below. It is therefore ordered by the Court that
a writ of Procendendo issue to the Court below, and that the Deft in error
recover of the Pltff in error the Costs of the transcript in the Court below taxed
$3.18, and the Costs of Suit in this Court taxed at $5.00, and that he have
execution therefor

X

L. P. Hughes, and
D. P. Lash

vs

John Hogan Adm

And now this day this Cause, Came on for
hearing on Motion of Defts Counsel, Henry M. Stamps,
that the fee Bill be amended by striking out
So much of the Charge for transcribing from the
Court below as includes the instrument of protest, and the Copy of
writ of error, Whereupon it is, Considered by the Court here that the fee Bill
be So amended

X

L. P. Hughes, and
D. P. Lash

vs

John Hogan Adm

And now this day this Cause Came up for
hearing on the Judgment of error filed and
thereupon Came the Defendants by their Counsel
Henry M. Stamps, and by Consent of Counsel & the Consideration of the Court.
The Judgment is rendered, and a Repleader awarded, Error, and the
Costs of the Court below, ordered to abide the event of this Suit, and that
the Plaintiff have and recover of Said Defendant the Costs of this
Court Laid at and that the same execution thereof

X

Daniel Adair

vs

S. S. Brown, and
A. H. Davenport

Now, on this day comes M. H. Browning Atty
for defts in error, and filed the transcript of the
Judgment of the Court below in this Cause -
according to the rules of this Court, and moved
the Court Hon to place the Same upon the docket, which was ordered by
the Court, and thereupon the Attorny for the Defendants moved the
Court to dismiss the writ of Error in this Case. It is therefore ordered by
the Court that the Said writ of Error be dismissed, at the Costs of the
plaintiff in error, and that the Costs of both transcripts as mentioned by
the Certificate of the Clerk in the Court below be taxed in the Bill of Costs
and that a writ of procendendo be awarded to the Court below

Ordered that this Court do Now Adjourn until Tuesday 11th Au-
gust

Charles Mason
Chief Justice

Tuesday August 11th 1841

Court met pursuant to adjournment present Hon. Charles Mason Chief Justice &c

This day the hour having arrived for the meeting of the Supreme Court, and there not being a quorum present the Court stands adjourned until To morrow Morning 10 oclock

Chas Mason
Chief Justice

Wednesday Aug 12th 1841

Court met pursuant to adjournment present The Honorable Charles Mason Chief Justice. Honorable Joseph Williams Associate Justice

William W. Starr, assignee of
William S. Edgar
vs
Enos Lowe & Fanning Partner
of James M. Campbell

And now this day Conrad Fanning Esqr Counsel, and filed the transcript of the judgment of the Court below in this Cause, and moved the Court to place the same upon the docket which is ordered by the Court and thereupon the Counsel for the deft moved the Court to dismiss the writ of error in this Cause. which motion was declared. It is therefore ordered by the Court that a writ of procedendo issue to the Court below, and that the deft in error have and recover the Costs of the transcript in the Court below taxed at $(38) and the costs in this Court taxed at $5.00, and that execution issue therefor

Joseph Wilford Surtal
vs
Zachariah Ricks

And now this day Conrad Fanning Counsel for the defendant, and filed the transcript of the judgment of the Court below in this Cause, and moved the Court here to place the same upon the docket which was ordered by the Court, and thereupon the Attorny for the deft moved the Court to dismiss the writ in this Cause, It is therefore ordered by the Court that the writ of error be dismissed at the Costs of the pltff in error, the costs in this Court taxed at $4.00 and the Costs of transcript in the Court below taxed at and that a writ of procedendo issue to the Court below

Gillmore & Ralston
vs
Jeremiah Smith

And now this day this Cause came up to be heard by consent of parties the writ of error was dismissed, and a writ of procedendo awarded to the Court below, it is therefore ordered by the Court here that the deft in error recover of the pltff in error the costs of the transcript in the Court below taxed at $ and costs in this court

X

William Stannard et al
vs
Isaac McCarty

And now this day this Cause Came up for further hearing and the Court having had the Same under advisement delivered and opinion affirming the judgment of the Court below

X

Joseph S. Sater Will Wade
vs
Daniel Sheridan Executor of
Nancy Sidman & S. H. Eberman

And Now this day this Cause Came up for further hearing and the Court having had the Same under advisement delivered an opinion affirming the judgment of the Court below It is therefor ordered by the Court that a writ of Procedendo issue to the Court below and the Plff in error the Costs of the transcript in the Court below taxed at $3.00 and the Costs in this Court taxed at $5.00 and that execution issue therefor

John Pearson
vs
Andrew Shorts

And Now this day this Cause Came up for further hearing and the Court having had the Same under advisement delivered an opinion affirming the judgment of the Court below

It is therefor ordered by the Court that a writ of Procedendo issue to the Court below and that the Plff in error pay the Costs of the transcript in the Court below taxed at $ and the Costs in this Court taxed at $5.00 and that he have execution therefor

L. V. Mickol & John Rodd
vs
Francis Labouldin for use
of Jacob Hamer

This day the Court delivered an opinion in this Case (having had the Same under advisement since the last Term of the Court) affirming the judgment of the Court below It is therefor ordered that a writ of procedendo issue to the Court below and that the Plff in error have and recover of the Plff in error the Costs of the transcript in the Court below taxed at $4.75 and the Costs in this Court taxed at $5

Ordered that this Court do now adjourn Sine die

Charles Mason

At a Special Term of the Supreme Court in and for the Territory of Iowa begun and held in Iowa City on the 10th day of January A.D. 1842—

Present the Honorable

Joseph Williams } Associate
Thomas S. Wilson } Justices

It is ordered by the Court that George S. Hampton be and he is hereby appointed Clerk of this Court; who thereupon took and subscribed the following oath to wit, Territory of Iowa ss. I George S. Hampton do solemnly swear in the presence of Almighty God; That I will support the constitution of the United States, and that I will well and truly enter of record all orders decrees and Judgments of the Supreme Court of the United States in and for the Territory of Iowa, and that I will demean myself in the office of Clerk of the said Court faithfully according to the best of my abilities, So help me God, this 10th day of January 1842—

Geo. S. Hampton

And the said George S. Hampton together with Malcolm Murray, Henry Felkner, Chauncy Swan and Walter Butler, as his securities entered into the following bond towit, Know all men by these presents that We George S. Hampton, Malcolm Murray, Henry Felkner, Chauncy Swan and Walter Butler, are held and firmly bound unto the Territory of Iowa in the penal Sum of Five thousand Dollars the payment of which well and truly to be made we bind ourselves our heirs Executors and Administrators jointly severally and firmly by these presents Sealed with our Seals and dated this 10th day of January A.D. 1842.

The Condition of the above obligation is such that whereas the said George S. Hampton was this day by the Supreme Court of the Territory of Iowa, appointed Clerk of the said Court—

Now if the said George S. Hampton shall well and truly and faithfully perform all the duties of said office of Clerk of the Supreme Court aforesaid then this above obligation to be void otherwise to remain in full force and virtue in Law—

Geo. S. Hampton (Seal)
Malcolm Murray (Seal)
Henry Felkner (Seal)
C. Swan (Seal)
Walter Butler (Seal)

which bond was approved in open Court.—

It is ordered by the Court that the Clerk of the Court take into his possession all books papers and records of every description that belong to the Clerks office of this Court and remove the same into his office at Iowa City. —

Ordered that this Court now adjourn until Court in Course. —

J. H. Williams
Associate Judge Sup. Court Iowa Ty—

January Term 1843

At a Supreme Court begun and held in and for the Territory of Iowa, at Iowa City on Monday the 9th day of January 1843 —

Present the Honorable
Charles Mason Chief Justice
Joseph Williams, Associate
Thomas S. Wilson, Justices

Levi Rice
against
David Moorhimer

Plff in Error
Deft in Error

Writ of Error from the District Court of Desmoines County

This day the parties aforesaid by their Attorneys and the Defendant moved the Court to admit L. D. Stockton the assignee of said Defendant in Bankruptcy, a Defendant in this cause for reasons on file, which motion being heard by the Court was sustained, and it is ordered that said L. D. Stockton assignee as aforesaid, be made a Defendant in this cause — and on motion of the Plaintiff leave is given him until the 3rd day of this Term to file his points and Brief —

Joseph Ramsey
against
John Burke

Plff in Error
Deft in Error

Writ of Error from the District Court of Desmoines County

This day came the Defd. by his attorney and moved the Court to dismiss this cause for reasons that are on file. — which motion being heard the Court took time to consider of the same —

James M. Isett
against
John L. David

Plff in Error
Deft in Error

Writ of Error from the District Court of Desmoines County

This day came the parties aforesaid by their attorneys and thereupon the Deft. moved the Court to dismiss this Cause for reasons on file, which motion being argued the Court took time to consider of the same. —

John Wendel and Henry Kabling
against
Thomas A. Denny

Plffs in Error
Deft in Error

Writ of Error from the District Court of Desmoines County

This day came the parties aforesaid by their attorneys and thereupon the Defendants moved the Court to dismiss this cause for reasons on file, which motion being argued the Court took time to consider of the same. —

James McKee
against
John Neil & wife

Plff in Error
Defts in Error

Writ of Error from the District Court of Desmoines County

This day came the parties aforesaid by their Attorneys and thereupon the Defendants moved the Court to dismiss this cause which being argued the Court took time to consider of the same

January Term 1843

Henry Moore
against
Bridgman & Partridge

Plff in Error
Defts in Error

Writ of Error from the District Court of Desmoines County

This day the parties aforesaid by their attorneys and thereupon the Defendants moved the Court to dismiss this cause for reasons on file; which motion being argued the Court took time to consider of the same.—

George Key
against
James M. Isett Et al.

Plff in Error
Defts in Error

Writ of Error from the District Court of Desmoines County

This day came the Plaintiff by his Counsel, and suggest a diminution of the record in this cause to wit. The Deposition of one Ann Bunnell taken and filed and used as evidence on the Trial of this cause in the court below, and thereupon said Plaintiff moved the Court for a writ of Certiorari to issue directed to the Clerk of the District Court of Desmoines County requiring him to perfect the transcript of the record and certify the same to this Court on or before the first day of the next term— And on the further motion of said Plaintiff, It is ordered that this cause be continued until the next term of this Court.—

William M. Madden
against
Micajah Ligler and James Hall

Plff in Error
Defts in Error

Writ of Error from the District Court of Van Buren County

This day came the plaintiff by his attorney and filed a certificate of the Clerk of the District Court of Van Buren County, and on motion of said plaintiff. It is ordered by the Court that this cause be placed upon the Docket.—

On motion Samuel M. Summers, John P. Cook, Asa Calkin William G. Reagan, Daniel F. Miller, Curtis Bates, J. Scott Richman, Ebenezer Cook, John G. Breckenridge, James P. Carleton John G. Dishler, Jacob Butler, George G. Wright and Peter H. Patterson were severally sworn and admitted to practice in this Court as Counsellors and Attorneys at Law and Solicitors in Chancery—

Regin B. Packard
against
United States

Plff in Error
Deft in Error

Writ of Error from the District Court of Louisa County—

By Consent of parties, It is ordered by the court that this cause be continued until the next Term of this Court.—

Samuel P. Hoyt
against
David Bennett

Plff in Error
Deft in Error

Writ of Error from the District Court of Lee County

By Consent of parties, It is ordered that this cause be continued until the next term of this court.—

January Term 1843

Jonathan Donnell Plff in Error } Writ of Error from
against } the District Court of
United States Deft in Error } Des moines County

This day came the parties aforesaid by their attorneys and by consent of the parties this cause is submitted to the Court without argument and the court not having time to consider the same this day, took the same under advisement. —

Jonathan Donnell Plff in Error } Writ of Error from
against } the District Court of
United States Deft in Error } Des moines County —

This day came the parties aforesaid by their Attorneys and by consent of the parties this cause is submitted to the Court without argument, and the Court not being sufficiently advised of and concerning the premises took the same under advisement. —

Ballohill E. Stone Plff in Error } Writ of Error from the
against } District Court of
William H. Walker Deft in Error } Lee County

By Consent of parties It is ordered by the Court that this cause be continued until the next Term of this Court. —

Joel B. Walker Et al Pffs in Error } Writ of Error from
against } the District Court
Samuel B. Ayers admr. of } of Lee County
Henry D. Davis deceased Deft in Error }

This day came the parties aforesaid by their attorneys and by their mutual consent this cause is submitted to the Court, and the Court not being sufficiently advised of and concerning the premises took the same under advisement —

Stephen Headly Appellant } On an appeal from
against } the District Court of
Thomas Fitz Appellee } Muscatine County

This day came the Appellant by his attorney, and on his motion, It is ordered by the Court that this cause be dismissed, and it is further ordered that the Appellee recover of the said Appellant his costs expended in this Court to be taxed by the Clerk. . .

Joseph Chleand Isaac Ramsey Appellants } On an appeal from
against } the District Court
Augustus E. McArthur Appellee } of Washington County

This day came the parties aforesaid by their attorneys and by their mutual consent It is ordered that the judgment of the court below be affirmed, It is therefore considered by the Court that the Appellee recover of the appellants

the sum of Ninety Six Dollars & forty five cents and also the sum of Thirty Dollars and Sixty Eight cents the costs in the Court below and the Appellee recover of said Appellants the costs expended in this Court to be taxed by the Clerk—

It is ordered that Court be adjourned until to-morrow 2 o'clock P.M.

Charles Mason
Chief Justice

Tuesday January 3rd 1843 Court met Agreeably to adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

John Wendel and Henry Fahling Plffs in Error } Writ of Error from
against } the District Court
Thomas A Denny Deft in Error } of Desmoines County

This day came the parties aforesaid by their Attorneys and the Court being now sufficiently advised of and concerning the Defendants motion to Dismiss this cause, Do order that the said motion be overruled —

William Duncan Plff in Error } Writ of Error from
against } the District Court of
Philester Lee Deft in Error } VanBuren County

This day came the parties aforesaid by their Attorneys and filed their written agreement therein, It is therefore considered by the Court the judgment of the Court below be reversed and that this cause be remanded to the Court below for trial denovo- and that a writ of Procedendo issue accordingly And it is further considered by the Court that the plaintiff recover of the Defendant his costs expended in this Court to be taxed by the Clerk.—

John Peirson Plff in Error } Writ of Error from
against } the District Court of
Aaron Richardson Deft in Error } Desmoines County

This day came the parties aforesaid by their Attorneys and thereupon this cause came on to be heard upon the argument of Counsel and the Court not being sufficiently advised of and concerning the premises took the same under advisement.—

Ordered that Court adjourn until tomorrow Morning 9 o'clock— Charles Mason
P.M.

Wednesday Morning January 4th 1843
Court met agreeably to adjournment
Present the Honorable.
Charles Mason Chief Justice
Joseph Williams & Associate
Thomas S. Wilson Justices

On motion John S. Dunlap, G. W. Bowie and F. D. Mills were severally Sworn and admitted as Counsellors and Attorneys at Law and Solicitors in Chancery to practice in this Court.

James W. Isett, Plff in Error; John S. David, Deft in Error } Writ of Error to the District Court of Desmoines County

This day came the parties aforesaid by their Attorneys and the Court being now sufficiently advised of and concerning the Defendants motion to dismiss this cause, do order that the said motion be overruled, and this cause now coming on for hearing and the Court having inspected the transcript of the record, and being sufficiently advised of and concerning the premises, do order that the judgment of the court below be affirmed. — It is therefore considered by the court that the Defendant in Error recover of the said plaintiff in Error the sum of one hundred and seventeen Dollars and eighty six cents in damages together with interest thereon to be computed at the rate of Six per cent per annum from the 22nd day of October 1840 until paid, and also the sum of Eighteen Dollars and ninety cents the costs in the court below, and that the Deft in Error also recover of the said plaintiff in Error the costs in this court herein expended to be taxed by the Clerk. —

James Davis, Plff in Error; S. W. Brady & Co., Deft in Error } Writ of Error from the District court of Muscatine County

This day came the Plaintiff by his Attorney and on his motion, it is ordered by the Court that this cause be Dismissed. It is therefore considered by the court that the Defendant recover of the said plaintiff his costs herein expended and that a mit of procedendo issue to the court below according to law. —

John Parson, Plaintiff; L. B. Hughes, Defendant } An agreed case from the District Court of Henry County

This day came the plaintiff by his attorney and on his motion, it is ordered that this cause be dismissed — It is therefore considered by the court

that the Defendant recover of the plaintiff his costs herein expended to be taxed by the clerk, and it is further ordered that a writ of procedendo issue in this cause according to law.—

Henry Moore
against
Bridgman & Partridge

Plff in Error
Defts in Error

} Writ of Error from the District Court of Desmoines County

This day came the parties aforesaid by their Attorneys and the Court being sufficiently advised of and concerning the Defendants motion to dismiss this cause- do order that the said motion be overruled- And now this cause came on to be heard and the Court not being sufficiently advised of and concerning the premises took the same under advisement.—

James McKell
against
John Miel & wife

Plff in Error
Defendants in Error

} Writ of Error from the District Court of Desmoines County

This day came the parties aforesaid by their attorneys and the Court being sufficiently advised of and concerning the Defendants motion to dismiss this cause, do order that the said motion be overruled, And now this cause coming on to be heard, and the Court not being sufficiently advised of and concerning the premises took the same under advisement.—

John Wendel and Henry Fahlig
against
Thomas A. Denny

Plffs in Error
Deft in Error

} Writ of Error from the District Court of Desmoines County

This day came the parties aforesaid by their Attorneys and the Court being now sufficiently advised of and concerning the Defendants motion to dismiss this cause, Do order that said motion be overruled- And this cause now coming on to be heard, and the Court not being sufficiently advised of and concerning the premises took the same under advisement

Charles Madera & others
against
George W. Jones for the use of Charles Sample

Plffs in Error
Deft in Error

} Writ of Error from the District Court of Desmoines County

This day came the parties aforesaid by their attorneys and this cause now coming on to be heard and the Court not being sufficiently advised of and concerning the premises took the same under advisement—

Joseph Ramsey
against
John Duke

Plff in Error
Deft in Error

} Writ of Error from District Court of Desmoines County

This day came the parties aforesaid by their attorneys and the Court being now sufficiently advised of and concerning the Defendants motion to dismiss this cause. Do or

said motion be overruled, And this cause now coming on for hearing and the court not being sufficiently advised of and concerning the premises took the same under advisement.—

Lawson B. Hughes — Complainant
against
John McCoy — Defendant
} An appeal from the Decree of the District Court of Henry County

This day came the parties aforesaid by their counsel, and this cause now coming on to be heard, and the court not being sufficiently advised of and concerning the premises took the same under advisement.—

A. M. Moore & others — Plffs in Error
against
Albert McNulty use &c. — Deft in Error
} Writ of Error from the District Court of Des Moines County

This day came the parties aforesaid by their attorneys and this cause now coming on to be heard, and the court not being sufficiently advised of and concerning the premises took the same under advisement.—

It is ordered by the court that R. P. Lowe, James Grant J. C. Hall, J. P. Carleton and M. A. Starr or any one and they are hereby appointed a committee to revise the rules of this court and that they report the same to this court as soon as practicable.—

L. D. Phillips — Plff in Error
against
William Green — Deft in Error
} Writ of Error from the District Court of Cedar County

This day came the parties aforesaid by their attorneys and thereupon the Defendant moved the Court to Dismiss the Writ of Error herein for reasons on file, which motion being argued was sustained by the Court, It is therefore considered by the court that the writ of Error herein be dismissed, and that a writ of Procedendo issue to the court below, and that the Defendant recover of the plaintiffs in Error the costs in this court expended to be taxed by the Clerk.—

Andrew J. Kimple — Plff in Error
against
Elmer Israel — Deft in Error
} Writ of Error from the District Court of Muscatine County

This day came the parties aforesaid by their attorneys and by their mutual consent, It is ordered by the court that the Writ of Error herein be dismissed and that a writ of procedendo issue to the court below accordingly, and the Deft in Error recover of the said plaintiffs in Error the costs expended in this court to be taxed by the Clerk.—

David Haines — Plff in Error — Writ of Error to the
against — District Court of
John Sigler — Deft in Error — Van Buren County

This day came the plaintiff by his attorney and on his motion, It is ordered by the court that the writ of Certiorari ordered at last term of this court, do now issue returnable to the next term of this Court, and on the further motion of said plaintiff it is ordered that this cause be continued -

James Welch — Plff in Error — Writ of Error to the
against — District Court of
Jesse B. Webber — Deft in Error — Muscatine County

This day came the parties aforesaid by their attorneys and by their mutual consent, It is ordered by the court that the writ of Error herein be dismissed, and that a procedendo issue to the court below, and that the Defendant in Error recover of the plaintiff the costs in this court herein expended to be taxed by the clerk -

Levi Rice — Plff in Error — Writ of Error to the
against — District Court of
L. D. Stockton Assignee of David Mortimore — Deft. in Error — Des moines County

This day came the parties aforesaid by their attorneys and thereupon the Defendant suggested a deminution of the Transcript of the record filed in this cause, and filed a statement thereof, and thereupon said Defendant moved the court that a writ of certiorari be awarded accordingly, which motion being heard and the court being sufficiently advised of and concerning the premises, do order that said motion be sustained, and it is further ordered that a writ of certiorari issue herein directed to the Clerk of the Court below requiring him forthwith to certify and send up to this Court a more perfect transcript of the record and proceedings had in this cause in said Court - And thereupon by consent of parties the Transcript filed in this cause was amended by the Court. — and that the certiorari ordered may not issue

Jesse Ramain — Plff in Error — Writ of Error to the
against — District Court of
The Board of Comrs of Muscatine County Trustees of the School Section — Deft in Error — Muscatine County

This day came the parties aforesaid by their attorneys and by their mutual Consent, It is ordered by the court that this cause be continued until the next Term of this court —

John Briggs — Complt — An appeal from the Decree
against — of the District Court of
Samuel B. Shotridge — Deft — Muscatine county. —

This day came the parties aforesaid by their Soli
and this cause now coming on to be heard, and the ...

being sufficiently advised of and concerning the premises took the same under advisement —

Jonathan Brinton & others Plffs in Error } Writ of Error to the
against } District Court of
William Galbraith & others Defts in Error } Washington County

This day came the parties aforesaid by their attorneys and on motion of the Defendants and as per agreement filed in this cause between the parties, It is ordered that ~~this cause be reversed~~ the Judgment of the court below be reversed, and that a writ of procedendo issue to the court below, and it is further ordered that the Defendants in Error recover of said plaintiffs in Error the costs expended in this court to be taxed by the clerk —

Joseph Dugheell Plff in Error } Writ of Error to the
against } District Court of
Alexander A. Wilson Deft in Error } Jefferson County

This day came the parties aforesaid by their attorneys and this cause now coming on for hearing, and the court not being sufficiently advised of and concerning the premises took the same under advisement —

Silas S. Lathrop Plff in Error } Writ of Error to the
against } District Court of
John M. Brady & Co. Defts in Error } Muscatine County

This day came the parties aforesaid by their Attorneys and on motion of the plaintiff, It is ordered that the writ of Error herein be dismissed, and it is further ordered that a writ of procedendo issue ~~returnable~~ to the court below, and that the Defendants in Error recover of the plaintiff in Error the costs expended in this court to be taxed by the clerk

Des Moines Mill Company Plffs in Error } Writ of Error to
against } the District Court
Smart & Garlick Defts in Error } of Van Buren County

This day came the parties aforesaid by their Attorneys and by their mutual consent, It is ordered that this cause be Dismissed, and that a ~~writ of procedendo issue to the court be-~~ low and it is further ordered that the ~~Plaintiffs~~ in Error pay to the Defendants in Error the costs expended in this court to be taxed by the clerk

Ordered that Court adjourn until tomorrow 2 o'clock —

Charles Mason
Chief Justice

Thursday January 5th 1843 Court met pursuant
adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

John Litch Plff in Error } Writ of Error to the
against District Court of
John Sappington Defet in Error } Scott County

This day came S. D. Learned the attorney for the plaintiff and suggested the death of the said plaintiff. —

William M. Chapman and John Pierson Plffs in Error } Writ of Error to the
against District Court of
William B. Ewing & son Defts in Error } Des moines County

This day came the Defendants in Error by their attorney and filed herein a certificate of the Clerk of the District Court of Desmoines County as required by Law, and thereupon said Defendants moved the court to Dismiss the writ of Error herein and it appearing to the satisfaction of the court that the said plaintiffs in Error has failed to file a transcript of the cause on or before the 3rd day of the present term of this Court, and the Court being sufficiently advised of and concerning the premises, do order that said motion be sustained, It is therefore ordered by the court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the Court below, and it is further ordered by the court that the Defendants in Error recover of the said plaintiffs in Error the sum of four Dollars and twenty nine cents being ten per centum damages on the judgment of the court below and also their costs herein expended and that an execution issue therefor. —

William M. Chapman and John Pierson } Plffs in Error } Writ of Error from the District Court of Desmoines County
against
Ewing and Logan Defts. in Error }

This day came the Defendants in Error by Rorer their Attorney and filed herein a certificate of the Clerk of the District Court of Desmoines County as required by law, and thereupon said Defendants moved the Court to dismiss the writ of Error herein, and it appearing to the satisfaction of the Court that the said plaintiffs in Error has failed to file a transcript of the cause on or before the 3rd day of the present term of this Court, and the court being sufficiently advised of and Concerning the premises, do order that said motion be sustained It is therefore ordered by the court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the Court below, and that the Defendants in Error recover of the

in Error the sum of four Dollars and sixty eight cents being five per cent damages on the amount of the judgment in the court below and also their costs herein expended in this court and that an execution issue therefor.—

Isaac Johnson
against
John B & Peter B. Saunders

Pltff in Error
Defts in Error

} Writ of Error to the District Court of Lee County.—

This day came the Defendants in Error by their attorney and filed herein a certificate of the clerk of the District Court of Lee County as required by law and thereupon said Defendants moved to dismiss the writ of Error herein, and it appearing to the satisfaction of the Court that the said plaintiffs in Error has not filed a transcript of said cause in the Court on or before the 3rd day of the present term of this Court, and the Court being sufficiently advised of and concerning the premises do order that said motion be sustained. It is therefore ordered by the Court that the writ of Error herein be dismissed, and that the Defendants in Error recover of the said plaintiffs in Error the sum of one hundred Dollars ninety and one half cents being five per cent Damages on the amount of judgment of the Court below, and that the Defendants in Error also recover of said plaintiffs in Error the costs expended in this Court, and that a writ of procedendo issue to the Court below.—

Benjamin Doolittle
against
Strong Burnell

Pltff in Error
Deft in Error

} Writ of Error to the District Court of Scott County

This day came the Defendant in Error by his attorney and filed herein a certificate of the clerk of the District Court of Scott County, as required by law, and thereupon said Defendant moved the Court to dismiss the writ of Error herein, and it appearing to the satisfaction of the Court that the plaintiff in Error has failed to file a transcript of this cause in this Court on or before the 3rd day of the present term of this Court, and the Court being sufficiently advised of and concerning the premises, do order that said motion be sustained; It is therefore ordered that said writ of Error be dismissed and that the Defendant in Error recover of the plaintiff in error the sum of five Dollars and six cents being five per cent damages on the amount of the judgment in the Court below—and that the Defendant in error recover of the plaintiff in Error the costs expended in this Court herein, and it is further ordered that a writ of procedendo issue according to law to the Court below.

On Motion M. R. Harrison, F. H. Lee, Thomas Rogers, O. C. and M. R. Rankin were severally sworn and admitted to practice in this Court as Counsellors and attorneys at law and Solicitors in Chancery.—

Thomas Dickey against Isaac Briggs — Plff in Error, Deft in Error — Writ of Error from the District Court of Jefferson County.—

This day came the Defendant by his attorney filed herein a certificate of the clerk of the District Court of Jefferson County as required by law, and it appearing to the satisfaction of the Court that the plaintiff in Error has failed to file a transcript of the record in this cause on or before the 3rd day of the present term of this Court and thereupon the Defendant in Error moved the Court to dismiss the writ of Error herein for reasons on file, and the Court being sufficiently advised of and concerning the premises, do order that said motion be sustained. It is therefore ordered that the writ of Error herein be dismissed, and that a writ of procedendo issue to the court below, and that the Defendant in Error recover of the plaintiff in Error the sum of four Dollars and ten cents being ten per cent damages on the amount of the judgment in the Court below, and the costs expended in this Court and that execution issue therefor.—

Joseph Cole against John T. Moberly — Plff in Error, Deft in Error — Writ of Error to the District Court of Jefferson County

This day came the Defendant in Error by his attorney and filed herein a certificate of the clerk of the District Court of Jefferson County as required by law, and it appearing to the satisfaction of the court that the plaintiff in Error has not filed herein a transcript of the cause in this Court on or before the 3rd day of the present term of this court— and thereupon the plaintiff in Error moved the Court that the writ of Error herein be dismissed and the court being sufficiently advised of and concerning the premises, do order that said motion be sustained, It is therefore ordered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the court below, and it is further ordered by the court, that the Defendant in Error recover of the plaintiff in Error the sum of Seventeen Dollars and sixty six and one half cents being ten per cent damages on the amount of the judgment of the court below and also his costs herein expended to be taxed by the clerk—

William M. Hadden against Mexashak Sigler and James Hall — Complt, Defts — An Appeal from the Decree of the District Court of Van Buren

This day came the complainant by his Solicit
it appearing to the satisfaction of the Court that the

have failed to file a transcript in this cause agreeably to Law, and thereupon the complainant moved the Court to dismiss the writ of Error herein for reasons on file, which motion being heard, and the Court being sufficiently advised of and concerning the premises, do order that said motion be sustained, It is therefore ordered that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below, and that the Complainant recover of the Defendants the cost herein expended and that an Execution issue therefor. —

James Davis — Plff in Error — Writ of Error to the
against — District Court of
Thomas Mooford — Defft in Error — Muscatine County

This day came the parties aforesaid by their Attorneys and thereupon the Defendant moved the Court to dismiss the writ of Error herein for reasons that are on filed, which being heard and the Court being now sufficiently advised of and concerning the premises, do order that said motion be sustained, It is therefore ordered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue directed to the Court below, and it is further ordered that the Defendant in Error recover of the plff in Error the Costs herein expended in this Court and that an Execution issue accordingly. —

Porter and Brazelton — Appellants — Appeal from the
against — District Court of
Hosea Moffett — Appellee — Henry County

This day came the parties aforesaid by their attorneys and this cause now coming on for hearing, the Court took the same under advisement —

D. M. Matthews — Plff in Error — Writ of Error to the
against — District court of
William S. Tally &c. — Defts in Error — Henry County

This day came the parties aforesaid by their attorneys and this cause now coming on for hearing, and by consent of parties, the same is submitted to the court. —

Asbury B. Porter — Plff in Error — Writ of Error to the
against — District Court of
Thomas M. Lane — Dft in Error — Henry County

This day came the parties aforesaid by their attorneys and this cause now coming on for hearing and by consent of parties the Court took the same under advisement —

Jonathan J. King — Plff in Error — Writ of Error to the
against — District Court of
Charles B. Mall — Dft in Error — Henry County

This day came the parties aforesaid by their At-

-torneys and this cause now coming on for hearing and consent of parties, the court took the same under adviseme

Benjamin Zickafoose — Plff in Error
against
Abraham Dulick — Deft in Error

} Writ of Error to the District Court of Washington County

This day came the parties aforesaid by their attorney and this cause now coming on for hearing and by consent of parties this court took the same under advisement. —

Claybourn M. Hughes — Plff in Error
against
James C. McCutchen — Deft in Error

} Writ of Error to the District Court of Henry County.

This day came the parties aforesaid by their attorneys and this cause now coming on for hearing and by consent of parties, the court took the same under advisement. —

Cyrus A. Ober — Plff in Error
against
Crawford Glover — Deft in Error

} Writ of Error to the District Court of Van Buren County

This day came the parties aforesaid by their attorneys and thereupon this cause coming on for hearing, the court took the same under advisement —

United States — Plff
against
John Ross — Deft

} Certiorari to the Judgment of the District Court of Jefferson County. —

By consent of parties this cause is submitted to the court for advisement upon the written argument of Counsel. —

Foster Coleman — Plff in Error
against
Lucas Straub — Defendant in Error

} Writ of Error to the District Court of Scott County

This day came the Defendant in Error by his attorney and moved the court to dismiss the writ of Error herein, and the court being sufficiently advised of and concerning the premises sustains said motion, It is therefore ordered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the court below, and it is further ordered that the said Defendant in Error recover of the said plaintiff in Error the sum of seven Dollars and ninety two cents ten per cent damages on the judgment below and also recover the costs expended herein in this court to be taxed by the Clerk and that Execution issue for the same. —

Russell Melchiss — Plff in Error
against
Robert M Thompson — Deft in Error

} Writ of Error to the District Court of Van Buren County

This day came the parties aforesaid by their attorneys and submitted this cause to the Court on their written arguments, and thereupon the Court took the same under advisement. —

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Alexander C. Donaldson Plff in Error } Writ of Error to the
against } District Court of
Parmelia A. Ehrich Administratrix } Scott County
of the Estate of Lucius Ehrich Dec'd } Deft in Error

This day came the parties aforesaid by their attorneys and thereupon the Defendant moved the Court to dismiss the writ of Error herein for reasons on file, which motion being heard, and the Court being sufficiently advised of and concerning the premises do order that the said motion be sustained — It is therefore considered by the Court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the Court below and that the Defendant in Error recover of the plaintiff the sum of five Dollars and thirty five cents ten per cent damages on the judgment below and also recover in Error the Costs expended in this Court to be taxed by the Clerk and that Execution issue for the same. —

Alexander C. Donaldson Plff in Error } Writ of Error to the
against } District Court of
Antoine Le Claire Deft in Error } Scott County.

This day came the parties aforesaid by their Attorneys and thereupon the Defendant moved the Court to dismiss the writ of Error herein for reason on file, which motion being heard, and the Court being sufficiently advised of and concerning the premises, do order that the said motion be sustained. It is therefore ordered by the Court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the Court below accordingly and it is further ordered that the Defendant the sum of eight Dollars & eleven cents ten per cent damages on the judgment below and also recover in Error recover of the said plaintiff in Error, the Costs expended in this Court to be taxed by the Clerk and that an execution issue for the same. —

Alexander C. Donaldson Plff in Error } Writ of Error to the
against } District Court of
Antoine Leblaire Deft in Error } Scott County

This day came the parties aforesaid by their attorneys and thereupon the Defendant moved the Court to dismiss the writ of Error herein, for reasons on file, which motion being heard and the Court being sufficiently advised of and concerning the premises do order that said motion be sustained — It is therefore ordered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below accordingly and it is further ordered that the Defendant in Error the sum of ten Dollars and sixty three cents ten per cent damages on the judgment below and also recover in Error recover of the said plaintiff in Error, the Costs expended in this Court to be taxed by the Clerk and that an Execution issue for the same. —

The Committee appointed to revise the rules of practice in this Court, this day made their report. —

Ordered that Court adjourn until to morrow 2 o'clock. —

Charles Mason Chief Justice

Friday January 6th 1843 Court met
Agreeably to adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams Associate Justice

Alexander A. Wilson — Compt
against
Joseph Hughell — Deft. } Appeal from the Decree of the District Court of Jefferson County

This day came the parties aforesaid by their Attorneys and by their consent as per written agreement filed herein, It is ordered that a writ of Certiorari issue to the Clerk of the District Court of Jefferson County requiring him to certify and send up to this court on or before the first day of the next term of this court, a more perfect and true transcript of this cause had in the court below. — And it is further ordered that this cause be continued until next Term. —

Jonathan Donnell — Plff in Error } Writ of Error to the District Court of Desmoines County
against
The United States — Deft in Error }

This day this cause came up for further hearing and the court having had the same under advisement delivered an opinion reversing the judgment of the court below. — ~~It is therefore ordered by the court that a writ of procedendo issue to the court below.~~ —

Jonathan Donnell — Plff in Error } Writ of Error to the District Court of Desmoines County
against
The United States — Deft in Error }

This day this cause came up for further hearing and the court having had the same under advisement, delibered an opinion reversing the judgment of the court below, ~~It is therefore ordered by the court that a writ of procedendo issue to the court below.~~

James Scott Et. al — Plffs in Error } Writ of Error from the Judgment of the District Court of Linn County
against.
The United States — Deft in Error }

This day this cause came up for further hearing and the court having had the same under advisement delivered an opinion affirming the judgment of the court below — It is therefore ordered by the court that the judgment of the court below be affirmed and that a writ of procedendo issue to said court accordingly, and it is further ordered that the said plaintiffs in Error pay the costs in this court expended to be taxed by the clerk and that an execution issue for the same —

The United States — Plff in Error } Writ of Error to a Judgment of the District Court of
against
Platoon Lapoint Et. al — Defts in Error } Clayton County.

This cause this day came up for further hearing

the Court having had the same under advisement, delivered an opinion reversing the Judgment of the Court below, It is therefore Considered by the Court that the Judgment of the Court below be reversed and that a writ of Procedendo issue accordingly and that the Defendants pay the costs expended in this Court to be taxed by the Clerk, and that an Execution issue for the same—

John Peirson against Aaron Richardson — Plff in Error, Deft in Error — Writ of Error to the District Court of Desmoines County

This day this cause came up for further hearing and the Court having had the same under advisement delivered an opinion reversing the Judgment of the Court below It is therefore considered by the Court that the Judgment of the Court below be reversed and that a writ of Procedendo issue to the Court below accordingly and that the plaintiff in error recover of the Defendant in Error the costs herein expended in this Court to be taxed by the Clerk and that an execution issue for the same—

Valentine Faulkener against William L. Campbell — Compltt, Deft — Appeal from the Decree of the District Court of Louisa County.—

This day this cause came up for further hearing and the Court having had the same under advisement delivered an opinion reversing the Decree of the Court below—It is therefore ordered by the Court that the Decree of the Court below be reversed that the demurrer to complts Bill be sustained and that the Bill be dismissed and that the Defendant recover of the Complt the sum of $23.50 cts the costs in the Court below— and it is further ordered that the Defendant recover of the Complainant the costs expended in this Court to be taxed by the Clerk and that execution issue for the same.—

David Miller and Valentine Faulkner against Henry L. McGinn — Complts, Deft — Appeal from the Decree of the District Court of Louisa County—

This day this cause came up for further hearing and the Court having had the same under advisement, delivered an opinion reversing the Decree of the Court below—It is therefore ordered by the Court that the Decree of the Court below be reversed that the demurrer to complts Bill be sustained and that the Bill be dismissed and that the Defendant recover of the Complts the sum of $26 costs in the Court below, and it is further ordered that the Defendant recover of the complainant the costs expended in this Court to be taxed by the Clerk and that an Execution issue for the same.—

James Canning
against
John McLaughlin

Plff in Error } Writ of Error to the
Deft in Error } District Court of
Dubuque County

This day came the Defendant by his attorney and moved the Court to dismiss the writ of Error herein for reasons on file, which motion being heard, and the court being sufficiently advised and concerning the premises, do order that said motion be sustained. It is therefore ordered that the writ of Error herein be dismissed, and that a writ of procedendo issue to the court below accordingly, and it is further ordered that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court ... to be taxed by the clerk and that an execution issue for the same. —

William L. Cook
against
Rufus Ricker and Michael Bartlett Defts

Complt Appeal from the Decree of the District Court of Scott County. —

This day the parties aforesaid by their Solicitors, and thereupon the Defendants moved the court to dismiss the appeal herein for reasons on file. which motion being heard, and the court being sufficiently advised of and concerning the premises, do order that said motion be sustained — It is therefore ordered by the court that the appeal herein be dismissed, and that a procedendo issue to the court below, and that the Defendants recover of the Complainant the costs expended in this court to be taxed by the clerk and that an execution issue for the same. —

Alexander M. McGregor
against
Robert Burnside

Plff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Scott County. —

This day came the parties aforesaid by their attorneys and thereupon the Defendant moved to dismiss the writ of Error herein for reasons on file, which motion being heard and the Court being sufficiently advised of and concerning the premises do order that said motion be sustained — It is therefore ordered by the court that the writ of Error herein be dismissed and that a writ of procedendo issue to the court below, and that the Deft in Error recover of the plaintiff in Error seven Dollars and fifty cents being two per cent damages on the Judgment below and the costs expended in this court to be taxed by the clerk and that an Execution issue for the same. —

John Litch
against
John Sappington

Plff in Error } Writ of Error to a Judgment of the District
Deft in Error } Court of Scott County

This day came the parties aforesaid by their attorneys and thereupon the Defendant moved the court to dismiss the writ of Error herein for reasons on file, which motion being heard and the Court being sufficiently advised of and concerning the premises do order that said motion be sustained, It is therefore ordered by the court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the court below, and that the

the sum of thirty Dollars and fifty five cents ten per cent damages on the Judgment below and also reca recover of the said plaintiff in Error the costs herein expended in this Court to be taxed by the clerk and that execution issue for the same. —

Rufell Peck
against
William McGilligan

Plff in Error } Writ of Error to the Judgment of the District Court of
Defd in Erro } Van Buren County

This day came the parties aforesaid by their attorneys and thereupon the Defendant moved to dismiss the writ of Error herein for reasons on file, which motion being heard, and the Court being sufficiently advised of and concerning the premises, do order that the said motion be sustained — It is therefore ordered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below, and it is further ordered that the Defendant in Error recover of the said plaintiff in Error the costs expended herein in this Court to be taxed by the Clerk and that an Execution for the same. —

Nathan Jackson
against
Butler & Fletcher

Plff in Error } Writ of Error to the Judgment of the District Court
Defts in Error } of Johnson County —

This day came the Defendants by their attorney, and suggested a deminution of the transcript of the record and proceedings filed in this cause from the Court below, and on motion of said Defendants, It is ordered by the Court that a certiorari issue herein to the Clerk of the District Court of Johnson County returnable on Monday next, requiring him to certify to this Court a more full and true transcript of the record and proceedings had in this cause in the Court below. —

William R. Kerr
against
Robert Stewart

Plff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Wyandotte County. —

This day came the parties aforesaid by their attorneys and thereupon the Defendant moved the Court to dismiss the writ of Error herein, which motion being heard and the Court being sufficiently advised of and concerning the premises, do order that said motion be overruled — and on motion of the plaintiff, it is ordered that this cause be stricken from the Docket. —

William H. Lyon
against
Jeremiah Smith

Plff } An agreed case from the Judgment of the District Court
Deft } of Lenny County. —

This day came the parties aforesaid by their Attorneys and this cause now coming on for herein, and by consent of parties the Court took the same under advisement. —

Benjamin Nye
against
James T. Swearengen

Plff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Muscatine County. —

This day came the parties aforesaid by their attorneys and thereupon the Defendant moved the Court to dismiss the writ of Error herein for reasons on file, which motion being heard and the Court being sufficiently advised of and concerning the premises, do order that said motion be sustained, It is therefore ordered by the Court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the Court below — and it is further considered by the Court that the Defendant in Error recover of the Plaintiff in Error the sum of Seventy Eight Dollars and fifty eight cents being ten per cent damages on the amount of the judgment of the Court below, and also the costs in this Court herein expended and that an execution issue for the same. —

Benjamin Nye and Stephen Nye
against
C. Rhodes & Co.

Plffs in Error } Writ of Error to the Judgment of the District Court of
Defts in Error } Muscatine County. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendants moved the Court to dismiss the writ of Error herein, which motion being heard, and the Court being sufficiently advised of and concerning the premises, do order that said motion be sustained, It is therefore ordered that said writ of Error be dismissed and it appearing to the Court that this cause was brought here for delay and that a writ of procedendo issue to the Court below, and it is further considered by the Court that the Defendant in Error recover of the Plaintiff in Error the sum of Sixty nine Dollars and thirty cents being ten per cent damages on the amount of the judgment of the Court below, and that he also recover of said Plff in Error the costs herein expended in this Court to be taxed by the clerk and that an execution issue for the same. —

Howard Sprague for the use of Harris and Mabsey
against
John Moore

Appellants } An appeal from the Judgment of the District Court of Johnson County
Appellee }

This day came the parties aforesaid by their attorneys and by their mutual agreement, it is ordered by the Court that the appeal herein be dismissed, and that a writ of procedendo issue to the Court below and it is further ordered that the appellee recover of the appellants the costs herein expended in this Court to be taxed by the clerk and that an execution issue for the same

On motion Gilman Folsom Esqr was sworn and admitted to practice in this Court as a Counsellor and Attorney at law and Solicitor in Chancery. —

John b. Sleeth
against
Jacob Butler administrator
of the Estate of Geo. M. Butler dec'd
} Plff in Error
} Deft in Error
} writ of Error to the Judgment of the District Court of Des moines County.

This day came the plaintiff by his attorney, and on his motion, and it appearing to the satisfaction of the Court that the Execution that issued in this cause has not been returned, a rule is granted the said plaintiff against James Cameron late Sheriff of Des moines County returnable forthwith to shew cause if any he can, why he does not return the Execution in his hands with his actings and doings thereon, which issued from the clerks office of this Court in favor of said plaintiff against said Defendant.—

John b. Sleeth
against
Jacob Butler administrator
of the Estate of Geo. M. Butler dec'd
} Plff in Error
} Deft in Error
} writ of Error to the Judgment of the District Court of Des moines County.

On motion of said plaintiff by his attorney, a rule is granted him against James Cameron late Sheriff of Des moines County returnable forthwith to shew cause if any he can why he does not return the execution in his hands with his actings and doings thereon, which issued from the clerks office of this court in favor of said plaintiff against said Defendant.—

Silas A. Hudson
against
James Brentlinger

On motion of the Defendant by his attorney, a rule is granted him against James Cameron late Sheriff of Des moines County returnable forthwith to shew cause if any he can why he has not returned the execution in his hands with his actings & doings thereon, which issued from the clerks office of this court in favor of the Defendant against said plaintiff.—

Chauncey Beaman
against
Samuel M. McBael

On motion of the Defendant by his attorney a rule is granted him herein against James Cameron late Sheriff of Des moines County, returnable forthwith to shew cause if any he can why he does not return the Execution in his hands with his actings and doings thereon, which issued from the clerks office of this Court in favor of said Defendant against said plaintiff.—

Jane Settle
against
Joab Denison

On motion of the Defendant by his attorney a rule is granted him herein against James Cameron

late Sheriff of Desmoines County returnable forthwith to shew cau if any he can why an execution in his hands with his actings and thereon, is not returned, which issued from the clerks office of this Court in favor of the Defendant against said plaintiff.—

Richard Kirshbaum
against
Hogan and Thompson
Pffs in Error
Defts in error

On Motion of the Defts. by their attorney, A rule is granted them herein against James Cameron late Sheriff of Desmoines County returnable forthwith to shew cause if any he can why he does not return the execution in his hands with his actings and doings thereon which issued from the clerks office of this court in favor of the said Defendants against said plaintiff in Error.—

Richard Kirshbaum
against
Hogan & Thompson

On motion of the Defendants by their attorney, a rule is granted them herein against James Cameron late Sheriff of Desmoines County returnable forthwith to shew cause if any he can why he does not return the execution in his hands with his actings and doings thereon, which issued from the clerks office of this court in favor of the said Defendants and against the said plaintiff—

Coleman Harrell
against
Nathaniel Stringfield

On Motion of the Defendant by his attorney, a rule is granted him herein against James Cameron late Sheriff of Desmoines County returnable forthwith to shew cause if any he can why he does not return the execution in his hands with his actings and doings thereon, which issued from the clerks office of this court in favor of said Defendant against said plaintiffs.—

Mickie and Fuller
against
George Walkins Jones by Lucinda Jones

On Motion of the plaintiffs by their attorney, a rule is granted them herein against James Cameron late Sheriff of Desmoines County, returnable forthwith to shew cause if any he can why he does not return the execution in his hands with his actings and doings thereon, which issued from the clerks office of this court in favor of the said plaintiffs against said Defendant.—

Stephen Headley
against
John A. Parvin
Appellant
Appellee
Appeal from the Judgment of the District Court of Muscatine County.—

By consent of parties the appeal herein is dismi

Stephen Headley
against
Jacob Servis

Appellant } Appeal from the Judgment of the District Court of
Appellee } Muscatine County

This day came the parties by their attorneys and by their mutual agreement, it is ordered that the appeal herein dismissed—

Stephen Headley
against
Jacob Servis

Appellant } Appeal from the Judgment of the District Court of
Appellee } Muscatine County

This day came the parties by their attorneys and by their mutual agreement, it is ordered that the appeal herein dismissed—

Ordered that Court adjourn until
Monday next 2 o'clock P.M.

Charles Mason
Chief Justice

Monday January 11th 1841 Court met
agreeably to adjournment.
Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas Wilson } Justices

William Duncan
against
Nathan Wetherbee

Deft in Error } Writ of Error to Judgment of the District Court of
Plff in Error } Van Buren County

This day came the Defendant by his attorney and filed herein a transcript of the record and proceedings had in this cause in the Court below, and thereupon said Defendant moved to dismiss the writ of Error herein for reasons on file, which motion being heard was sustained by the Court. It is therefore ordered by the Court that the writ of Error herein be dismissed and that a writ of procendo issue to the Court below, and it is further ordered that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court and that an execution issue therefor.—

Francis Perry et al.
against
Adam Oglevie

Appellants } Appeal from the Judgment of the District Court of
Appellee } Muscatine County.

This cause now coming on for hearing and by consent the Court took the same under advisement upon the written argument of Counsel filed herein.—

William L. Gilbert Esqr. was this day sworn and admitted to practice in this Court as a counsellor and attorney at Law and Solicitor in Chancery.—

John S. David
against
L. M. Stockwell & Co.

Plff in Error } Writ of Error from the Judgment of the District Court
Defts in Error } of Des moines County.

This day came the Defts by their attorney and this cause coming on for hearing and the Court being sufficiently advised of & concerning the premises, do order that the Judgment of the court below be affirmed, and on motion of the said Defendants in Error, it is therefore considered by the court that the said Defendants in Error recover of the said plaintiff in Error the sum of Two hundred and fifty Dollars and twelve cents in Damages with interest thereon at the rate of six per cent per annum from the 8th day of March 1841 until paid, and also the costs in the court below taxed at twelve Dollars and ninety seven cents - and also the costs expended herein in this Court and that execution issue for the same. —

James McClenny et al
against
Joseph Cole

Plff in Error } Writ of Error from the Judgment of the District Court
Deft in Error } of Lee County. —

This day came the Defendant by his attorney and thereupon he moved the court to dismiss the writ of Error herein for reasons on file which motion being heard and the court being sufficiently advised of and concerning the premises, do order that said motion be sustained, It is therefore ordered by the court that the writ of Error herein be dismissed and that a writ of procedendo issue to the court below, and it is further ordered that the Defendant in Error recover of the plaintiffs in Error the costs herein expended in this court and that an execution issue for the same

Joseph Williams
against
Alexander M. Fountain

Plff in Error } Writ of Error from the Judgment of the District Court of Des moines County

By agreement of parties, It is ordered that the Judgment of the Court below be reversed, and that the same be certified to the court below, and that a writ of procedendo issue accordingly directed to the Court below — And it is further ordered that the plaintiff in Error recover of the Defendant in Error the costs herein expended in this court and that an execution issue therefor

Levi Rice
against
L. D. Stockton assignee of David Mortimore

Plff in Error } Writ of Error from the Judgment of the District Court of Des moines County. —
Deft in Error }

This day this cause came up for hearing and the Court took the same under advisement upon written arguments of Counsel.

William Carothers
against
Charles J. Starr

Plff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Muscatine County.

By Consent of parties by their Counsel, It is ordered by the Court that the Judgment of the Court below

and that the same be certified to the Court below, and that a writ of procedendo issue accordingly — and it is further ordered that the Defendant in Error recover of the plaintiff in Error the costs herein expended and the same be executed and that an execution issue for the same.—

Cornelius Dennett Jr. against Frederick Bayless et al } Writ of Error to the Judgment of the District Court of Jefferson County.

This cause coming on for hearing on the motion of Counsel, the Court took the same under advisement.—

James Anderson against Martin Fraser } Writ of Error to the Judgment of the District Court of Jefferson County.

This cause coming on for hearing on the motion of Counsel the Court took the same under advisement.—

Martin Marks and John B. Adams against The United States } Writ of Error to the Judgment of the District Court of Jefferson County.

This cause coming on for hearing and the Court having heard the arguments of Counsel on both sides took the same under advisement.—

Ordered that Court adjourn until 10 o'clock A.M.

Test Cha's Lee Clk

Wednesday January 11th 1843 Court met agreeably to adjournment present the Honorable Charles Mason Chief Justice Joseph Williams } Assistants Thomas Scribner } Justices

Joseph McC. Parker against Richard Stewart } Appeal from a Decree of the District Court of Jefferson County.

This day came the Appellee by his Counsel and filed herein a certificate of the Clerk of the District Court of Jefferson County, and on his motion, It is ordered by the Court that the appeal herein be dismissed and that the same be certified to the Court below, and that a writ of procedendo issue accordingly, and it is further ordered that the Appellee recover of the Appellant the costs herein expended in this

court and that execution issue therefor.—

James L. Death — Plff in Error — Writ of Error to the Judgment of the District Court of
against
Nathan Sampson — Deft in Error — Van Buren County.—

This day came the Defendant by his attorney and he has filed a transcript of the record and proceedings had in this cause in the Court below, and moved the court to Dismiss the writ of Error herefor reasons on file, which motion being heard was sustained by the Court, It is therefore ordered by the court that the writ of Error herein be dismissed, and that the same be certified to the court below and that a writ of procedendo issue accordingly, and it is further Considered Considered by the Court that the Defendant in Error recover of the plaintiff in Error the sum of Sixteen Dollars and ten cents being ten per Cent damages on the amount of the judgment of the Court below, and also his costs herein expended in this court to be taxed by the clerk and that an execution issue for the same.—

John Cochran and Cyrus A. Ober — Plffs in Error — Writ of Error to the Judgment of the District Court of
against
Crawford Glover — Deft in Error — Van Buren County.—

This cause now coming on for further hearing and the Court being sufficiently advised of and concerning the premises, delivered an opinion affirming the judgment of the court below.
It is therefore considered by the Court that the Defendant in Error recover of the Plaintiffs in Error the sum of Fifty Dollars with interest thereon from the 24th day of September 1841 until paid at the rate of six per Cent per annum, and also the further sum of Twenty one Dollars and Eighty eight cents the costs in the Court below, and also recover the Costs herein expended in this court to be taxed by the clerk and that an execution issue for the same.—

Thomas Houston — Plff in Error — Writ of Error to a Judgment of the District Court
against
The United States — Deft in Error — of Washington County

This cause now coming on for hearing upon written arguments of Counsel and the Court took the same under advisement.—

Thomas Houston — Plff in Error — Writ of Error to a Judgment of the District Court of
against
The United States — Deft in Error — Washington County.—

This cause now coming on for hearing upon written arguments of Counsel and the Court took the same under advisement.—

John Sample — Plff in Error — Writ of Error to the Judgment of the District Court of
against
Claybourn M. Hughes — Deft in Error — Henry County.—

This cause now coming on to be heard a...

ment of the parties by their Counsel, It is Considered by the Court that the judgment of the Court below be reversed and setaside and that a writ of procedendo issue to the court below accordingly and it is further considered that the Defendant in Error pay to the Plff in Error the costs herein expended in this court to be taxed by the Clerk and that execution issue for the same. —

A. M. Moore & Co. Et. al
against
Albert McNulty use &c.

Plffs in Error
Dft in Error

} Writ of Error to the District Court of Desmonies County

This cause now coming on for further hearing and the court being sufficiently advised of and concerning the premises, Do order that the writ of Error herein be dismissed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Dft in Error recover of the plaintiffs in Error, the costs herein expended in this court, and that an Execution issue for the same. —

Porter and Brazelton
against
Hosea Moffett

Compltts
Dfft

} Appeal from a decree of the District Court of Henry County. —

This cause now coming on for further hearing and the court being sufficiently advised of and concerning the premises, Do order that the judgment of the court below be reversed and setaside and that a writ of procedendo issue to the court below accordingly, and it is further ordered that the complainants recover of the Defendant the costs herein expended in this court to be taxed by the clerk and that an execution issue for the same. —

James McKell
against
John Neil & wife

Plff in Error
Defts in Error

} Writ of Error to the Judgment of the District Court of Desmonies County. —

This cause now coming on for further hearing and the court being now sufficiently advised of and concerning the premises — Do order that the judgment of the court below be reversed and setaside and that a writ of procedendo issue accordingly, and it is further ordered that the plaintiff in Error recover of the Defendants in Error the costs herein expended in this court and that an execution issue for the same. —

John Briggs
against
Samuel B. Shortridge

Compltt
Dfft

} Appeal from a Decree of the District court of Muscatine County. —

This cause now coming on for further hearing and the court being sufficiently advised of and concerning the premises, Do order that the Decree of the court below be reversed, ~~and that a writ of procedendo issue to the court be~~ —

~~law accordingly~~, and it is further ordered that the ~~Complainant~~ Defendant recover against the ~~Defendant~~ Complainant the costs herein expended in this Court, and the court below to be taxed by the Clerk and that an execution issue for the same. — $82.61¼

John Mandel and Henry Fahling Plffs in Error } writ of Error to the Judgment of the District Court of Dearmonies County
against
Thomas A. Denny Defts in Error }

This Cause now coming on for further hearing and the Court being sufficiently advised of and Concerning the premises, Do order that the judgment of the court below be affirmed, It is therefore Considered by the court the Defendant in Error recover of the Plaintiffs in Error the sum of two hundred & Eighty five ——— Dollars 3 cents with interest thereon at the rate of twenty per cent per annum from the 20th day of October 1842 until paid and also the sum of Seven —— Dollars Eighteen ¢ costs in the court below and also the costs herein expended in this Court to be taxed by the Clerk and that execution issue therefor. —

Claybourn M. Hughes Plff in Error } writ of Error to the Judgment of the District Court of Henry County
against
James L. McCutchen Deft in Error }

This Cause now coming on for further hearing and the Court being sufficiently advised of and Concerning the premises do reverse the judgment of the Court below, It is therefore considered by the court that the judgment of the court below be reversed and setaside and that a Repleader be awarded, and that a writ of procedendo issue to said court accordingly, and it is further considered by the court that the plaintiff in Error recover of the Defendant in Error the costs herein expended in this court to be taxed by the Clerk and that an execution issue therefor. —

Russell Hotchkiss Plff in Error } writ of Error to the Judgment of the District Court of Van Buren County
against
Robert B. Thompson Deft in Error }

This Cause now coming on for further hearing and the court being sufficiently advised of and Concerning the premises, Do order that the judgment of the court below be affirmed, It is therefore considered by the court that the Defendant in Error recover of the plaintiff in Error the sum of Fifty four Dollars and Eighty five cents with interest thereon at the rate 6 per cent per annum from the 22nd day of September 1842 until paid and also the sum of Sixteen Dollars and thirty three cents costs in the court below, and also recover the costs herein expended in this court to be taxed by the clerk and that execution issue therefor. —

James Anderson — Plff in Error — Writ of Error to the Judgment of the District Court of Des monies County.
against
Martin Brown — Deft in Error

This cause now coming on for further hearing and the Court being sufficiently advised of and concerning the premises, affirm the Judgment of the Court below, It is therefore considered by the Court that the Defendant in Error recover of the plaintiff in Error the sum of one hundred and seventy nine Dollars and twenty one cents with interest thereon at the rate of Six per cent per annum from the 12th day of March 1842 until paid and also the sum of Ten Dollars and ninety two cents the costs in the Court below, and also recover the costs herein expended in this Court to be taxed by the Clerk and that an execution issue therefore. —

A. B. Boggs — Plff in Error — Writ of Error to the Judgment of the District Court of Muscatine County.
against
John Hendrickson — Defet in Error

This day this cause came on for further hearing and the Court being sufficiently advised of and concerning the premises, ~~Reversed~~ the Judgment of the Court below — It is therefore considered by the Court that the Judgment of the Court below be ~~Reversed~~ Affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the ~~Defendant~~ Plaintiff in Error recover of the ~~Plaintiff~~ Defendant in Error the costs herein expended in this Court to be taxed by the Clerk and that an execution issue for the same. —

D. M. Matthews — Plff in Error — Writ of Error to the Judgment of the District Court
against
Wm. S. and George A. Talley — Defendants in Error — of Delaware County. —

This cause now coming on for further hearing and the Court being sufficiently advised of and concerning the premises, affirm the Judgment of the Court below. It is therefore considered by the Court that the Judgment of the Court below be affirmed and that the Defendants in Error recover of the plaintiff in Error the sum of Twenty six Dollars and forty eight and one half cents the costs in the Court below and that they also recover the costs herein expended in this Court to be taxed by the Clerk, and that execution issue for the same. —

Henry Davison — Plff in Error — Writ of Error to the Judgment of the District
against
Otis Mc. Wheeler — Deft in Error — Court of Muscatine County

On motion of the plaintiff by his Counsel leave is given him to amend the assignment of Errors on payment of the costs occasioned thereby such improper pleading, which amendment is made, and thereupon the Defendant withdrew his demurrer to the plffs assignments of Errors — Joined in Error.

X

William Wilson and James Wilson Plffs in Error } Writ of Error to the Judgt
against } of the District Court
Isaac Meyer Dfdt in Error } of Lee County. —

On motion of the Defendant by his attorney, It is ordered by the Court that the Writ of Error herein be dismissed for reasons on file, and on his further motion, It is Considered by the Court that the Defendant in Error recover of the plaintiff in Error the sum of One hundred and five Dollars and thirty cents being ten per cent damages on the Judgment of the Court below, and also recover the Costs herein expended in this Court to be taxed by the Clerk and that an execution issue therefor — and it is further ordered by the Court that a Writ of procedendo issue to the Court below. —

X

William Wilson, James Wilson & Amos Ladd } Plffs in Error } Writ of Error to the Judgment
against } of the District Court
Isaac Meyer, Daniel Sterling & Wm. Richardson } Dfdts in Error } of Lee County. —

On motion of the Dfdts by their attorney, It is ordered by the Court that the Writ of Error herein be dismissed for reason on file — and it is further ordered by the Court that a Writ of procedendo issue to the Court below — and on the further motion of said Defendants, It is Considered by the Court that the Defendants in Error recover of the plaintiffs in Error the sum of Ninety eight Dollars and thirty four cents being ten per cent damages on the Judgment of the Court below, and also recover the Costs in this Court herein expended to be taxed by the Clerk and that execution issue for the same. —

X

Jesse B. Winn and John Ratliff } Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
The Board of Commissioners of } Dfdt in Error } Jefferson County. —
Jefferson County —

On motion of the Defendants by their Counsel, It is ordered by the Court that the Writ of Error herein be dismissed for reasons on file, and it is further ordered that a Writ of procedendo issue to the Court below — and on the further motion of said Defendants, It is Considered by the Court that the Defendants in Error recover of the plaintiffs in Error the sum of Twenty eight Dollars and forty three cents being ten per cent damages on the Judgment of the Court below, and also recover the Costs in this Court herein expended to be taxed by the Clerk and that an execution issue therefor. —

X

E. E. Kirk } Plff in Error } Writ of Error heretofore issued to the Judg-
against } ment of the District Court
James Lauman } Dfdt in Error } of Jefferson County. —

This day came the Defendant by his attorney and filed herein a certificate of the Clerk of the District Court as required by law and on his motion it is ordered by the Court that the Writ of Error herein be dismissed and that a Writ of procedendo issue

Court below, and on the further motion of said Deft, It is considered by the Court that the Defendant in Error recover of the plaintiff in Error the sum of Twenty five & thirty hundredth per cent damages on the Judgment of the Court below and also the costs herein expended in this Court to be taxed by the clerk and that execution issue therefor—

Eli C. Kirk and John Ratliff — Plffs in Error — Writ of Error to the Judgment of the District Court
against
James Lannan — Deft in Error — of Jefferson County—

This day came the Defendant by his attorney and filed herein a certificate of the Clerk of the District Court as required by law and on his motion, It is ordered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issues to the Court below — and on the further motion of said Deft, It is considered by the Court that the Defendant in Error recover of the plaintiffs in Error the sum of Twenty five & thirty hundredth per cent damages on the amounts of the Judgment of the Court below and also recover the costs herein expended in this Court to be taxed by the clerk and that an execution issue for the same—

Morgan Haiden — Plff in Error — Writ of Error to the Judgment of the District Court
against
Nelson Hastings — Deft in Error — of Cedar County

This day came the parties aforesaid by their attorneys and by their mutual agreement, It is ordered by the Court that the Judgment of the Court below be reversed, and leave is given the Deft to withdraw his plea filed in this cause—
It is therefore considered ~~Cond~~ by the Court that the plaintiff in Error recover of the Defendant in Error the sum of four hundred Dollars and sixty nine cents in Damages and also the sum of Twelve Dollars and seven cents costs in the Court below, together with the costs expended herein in this Court to be taxed by the clerk and that execution issue therefor—

Davis & Whicker — Plffs in Error — Writ of Error to the District Court of Muscatine County—
against
The Board of County Comrs of Muscatine County — Defts in Error

This cause now coming on for hearing and the Court took the same under advisement—

Henry Henson — Plff in Error — Writ of Error to the District Court of Dearmonies County—
against
The United States — Deft in Error

This cause now coming on for hearing, the Court took the same under advisement:—

L. B. Hughes & Co. — Plffs in Error — Writ of Error to the District Court of
against
John Hogan & Co. — Defts in Error — Henry County. —

This cause now coming on for hearing, the court took the same under advisement. —

Mordecai A. Cropper — Plff in Error — Writ of Error to the District Court of
against
The United States — Deft in Error — Johnson County.

This cause now coming on for hearing, the court took the same under advisement. —

Jacob Dice — Plff in Error — Writ of Error to the District Court of
against
Job Garnett — Deft in Error — VanBuren County

This cause now coming on to be heard, the court took the same under advisement. —

Henry B. Hendershott & C. — Plffs in Error — Writ of Error to the District Court of
against
Hugh B. Thompson — Deft in Error — Desmoines County.

This cause now coming on to be heard, the court took the same under advisement —

James M. Woods — Plff in Error — Writ of Error to the District Court of
against
Jonathan Morgan & William Morgan — Defts in Error — Desmoines County.

This cause now coming on to be heard, the court took the same under advisement. —

John A. Hodgen — Plff in Error — Writ of Error to the District Court of
against
The United States — Defts in Error — Jefferson County. —

This cause now coming on to be heard, the court took the same under advisement. —

Henry E. Spitzer — Plff in Error — Writ of Error to the District Court of
against
John Gowdy — Deft in Error — Cedar County

This cause now coming on to be heard, the court took the same under advisement. —

Everett Rogers — Plff in Error — Writ of Error to the District Court of
against
The Board of Comrs of Henry County & others — Defts in Error — Henry County. —

This cause now coming on to be heard, the court took the same under advisement. —

Thomas Wright — Plff in Error — writ of Error to the District Court of
against
Aden Aubrine — Dfdt in Error — Henry County. —

This cause now coming on for hearing, the Court took the same under advisement. —

James Mc. Lewis — Plff in Error — writ of Error to the District Court of
against
The United States — Dfdt in Error — Henry County. —

This cause now coming on for hearing, the Court took the same under advisement —

Ansel Humphreys — Plffs — An Agreed case from the District
against — Court of Muscatine County. —
J. Bridgman & Co. — Dfdts

This cause now coming on for hearing, the Court took the same under advisement. —

Joseph K. Snyder — Plff in Error — writ of Error to the District Court of
against
John A. Roper — Dfdt in Error — Cedar County. —

This cause now coming on for hearing, the Court took the same under advisement. —

Denton J. Snyder — Plff in Error — writ of Error to the District Court of
against
Ansel Humphreys — Dfdt in Error — Muscatine County. —

This cause now coming on for hearing, the Court took the same under advisement. —

Gordon & Washburn — Appellants — on an appeal from the District Court of
against
N. C. Jenny & Co. — Appellees — Muscatine County. —

This cause now coming on for hearing, the Court took the same under advisement. —

Coutch & Kinsman — Plffs in Error — writ of Error to the District Court of
against
Joseph Barton — Dfdt in Error — Washington County. —

Ordered by the Court that this cause be continued until the next Term of this Court. —

Elias P. Chord — Plff in Error — writ of Error to the District Court of
against
George McCoy — Dfdt in Error — Cedar County. —

Ordered by the Court that this cause be continued until the next Term of this Court. —

Hanson C. Dickenson — Appellant
against
Nehemiah Chase &c. — Appellees
} on an appeal from the District Court of Des Moines County. —

ordered that this cause be continued until the next term of this court. —

David Clark — Deft in Error
against
Josiah Parvin — Deft in Error
} writ of Error to the District Court of Muscatine County. —

ordered that this cause be continued until the next term of this court. —

William Phillips — Plff in Error
against
John Runnels — Deft in Error
} writ of Error to the District Court of Jackson County. —

ordered that this cause be continued until the next term of this court. —

Ebenezer Cook & others — Plffs in Error
against
Matthias Maurits — Deft in Error
} writ of Error to the District Court of Scott County —

It is ordered by the court that the writ of Error herein be dismissed for the want of prosecution, It is therefore ordered by the court that a writ of procedendo issue to the court below, and that the Deft. in Error recover of the Plaintiffs in Error the costs herein expended in this court to be taxed by the clerk and that an execution issue therefor

Ebenezer Cook & others — Plffs in Error
against
Matthias Maurits — Deft in Error
} writ of Error to the District Court of Scott County. —

It is ordered by the court that the writ of Error herein be dismissed for the want of prosecution, It is therefore ordered by the court that a writ of procedendo issue to the court below, and that the Deft in Error recover of the Plaintiffs in Error the costs herein expended in this court, to be taxed by the clerk and that an execution issue therefor. —

Ordered that Court adjourn until tomorrow 2 o'clock P.M. —

J. Williams
Atty for Pltf
J. L. Wilson Do

Thursday January 12th 1843 Court met agreeably to adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas L. Wilson } Justices

L. B. Hughes & Co. against John Hogan & Co. — Plffs in Error } Writ of Error to the District Court of Henry County. —

This cause now coming on for further hearing and the Court being sufficiently advised of and concerning the Defendants motion to ~~dismiss~~ affirm the Judgment of the Court below — Do order that said motion be sustained; It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below, and it is further considered by the Court that the Defendants in Error recover of the said plaintiffs in Error the sum of five Dollars in Damages occasioned by the delay, and also recover the costs herein expended in this Court to be taxed by the Clerk, and that an execution issue therefore

James Hedrick against Comfort & Davis — Complt } Appeal from a Decree of the District Court of Des moines County. —

This cause now coming on to heard and the Court now being sufficiently advised of Concerning the premises, Do order that the Decree of the Court below be affirmed — It is therefore ordered by the Court that the Complainants Bill be dismissed and that the injunction in this case be dissolved, and that the Defendants recover of Complainant the sum of ten Dollars and sixteen cents damages being ten per cent damages on the original amount enjoined in this Cause, and that he also recover the further sum of Eleven Dollars and seventeen cents being ten per cent Damages on the Decree of the Court below and that the Complainant pay to the Defendants the costs in this Court herein expended to be taxed by the Clerk. and that Execution issue for the same and that a writ of procedendo issue to the Court below. —

Henry Henson against The United States — Plff in Error } Writ of Error to the District Court of Des moines County.

The Court now being sufficiently advised of and Concerning the premises, affirm the Judgment of the Court below — It is therefore Considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue accordingly, and it is further considered by the Court that the plaintiff in Error pay the costs herein expended in this Court and that an execution issue for the same. —

8

Thomas H Ayres
against
Abner Arrowsmith

Appellant } An appeal from the Judgment
of the District Court of
Appellee } Johnson County.—

This day came the parties aforesaid by their attorneys th upon the Appellee moved the court to dismiss the appeal herein f reasons on file, which motion being heard, and the court being now su ficiently advised of and concerning the premises, do order that said motion be sustained— It is therefore considered by the court that the appeal herein be dismissed and that a procedendo issue to the court below— and that the Appellee recover of the Appellant the costs herein expended in this court to be taxed by the clerk and that an execution issue for the same.—

James Davis and Stephen Whicher
against
The Board of Commissioners of
Muscatine County

Plff in Error } Writ of Error to the
Dists in Error } District Court of
Muscatine County

This cause now coming on for further hearing and the court being sufficiently advised of and concerning the premises, affirm the Judgment of the court below— It is therefore considered by the court that the Defendants in Error recover of the plaintiffs in Error the sum of Thirty Dollars and ninety cents with interest thereon at the rate of Six per cent per annum from the 14th day of December 1841 until paid and also the sum of Fourteen Dollars and thirty cents costs in the court below, and also recover the costs expended herein in this court to be laxed by the clerk and that execution therefor.—

United States
against
John Rose

Plff } Certiorari to the District
Deft } Court of Jefferson County.

This cause now coming on to be heard and the court being sufficiently advised of and concerning the premises, affirms the Judgment of the court below— It is therefore considered by the court that the Judgment of the court below be affirmed and that further proceedings be had therein not inconsistent with the opinion of this court, and that a writ of procedendo issue to the court below accordingly— and it is further considered by the court that the Deft pay the costs in this court herein expended and that an execution issue therefor.—

Ansel Humphreys
against
J. Bridgman & Co.

Plff } An agreed case from the
Deft } District Court of Muscatine county

This cause now coming on for further hearing and the court being sufficiently advised of and concerning the premises, reverse the Judgment of the court below. It is therefore considered by the court that the Judgment of the below be reversed and that further proceedings be had there not inconsistent with the opinion of this court, and a writ of procedendo issue to the court below

is further considered by ~~that~~ the court that the plaintiffs recover of the Defendants the costs herein expended in this court and that execution issue for the same. —

4 Francis Berry Et. al. Appellants } An appeal from the
against } Judgment of the District
Adam Oglevie Appellee } Court of Musicatine County

This cause now coming on for further hearing and the Court being now sufficiently advised of and concerning the premises reverse the Judgment of the court below, It is therefore considered by the Court that the Judgment of the Court below be reversed and that further proceedings be had therein not inconsistent with the opinion of this court, and that a mitt of procedendo issue to the court below — and it is further considered by the court that the appellants recover of the appellee the costs herein expended in this court and that an execution issue for the same. —

5 Martin Harlef and John B. Adams Plffs in Error } Writ of Error to the
against } District Court of
United States Defd in Error } Johnson County. —

This cause now coming on for further hearing and the Court being sufficiently advised of and concerning the premises, reverse the Judgment of the Court below — It is therefore Considered by the Court that the Judgment of the Court below be reversed & set aside. —

6 Walter Butler Plff in Error } Writ of Error to the
against } District Court of
United States Deft in Error } Johnson County. —

This cause now coming on for hearing and the court being sufficiently advised of and concerning the premises reverse the Judgment of the Court below. — It is therefore considered by the Court that the Judgment of this Court below be reversed and setaside. —

7 Thomas Wright Plff in Error } Writ of Error to the
against } District Court of
Aden Antrim Deft in Error } Henry County. —

This cause now coming on for hearing and the court being sufficiently advised of and concerning the premises affirm the Judgment of the court below. It is therefore considered by the court that the Judgment of this Court below be affirmed and that a writ of procedendo issue to the court below and that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court and that an execution issue for the same

Thomas Houston
against
United States

Plff in Error } Writ of Error to the District Court of
Deft in Error } Washington County.

This Cause coming on now for further hearing and the Court being sufficiently advised of and concerning the premises affirm the Judgment of the court below— It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly and it is further considered by the court that the said Thomas Houston pay the costs herein expended in this court and that an execution issue for the same.—

Thomas Houston
against
United States

Plff in Error } Writ of Error to the District Court of
Deft in Error } Washington County

This Cause now coming on for further hearing and the Court being sufficiently advised of and concerning the premises affirm the Judgment of the court below— It is therefore considered by the court that the judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly— and it is further ordered by the court that the said Thomas Houston pay the costs herein expended in this court and that an execution issue therefor.—

Benjamin Zickafoose
against
Abraham Hulick

Plff in Error } Writ of Error to the District Court of
Deft in Error } Washington County.—

This cause now coming on for further hearing and the Court being now sufficiently advised of and concerning the same affirm the judgment of the court below.— It is therefore considered by the court that the Judgment of the court below be affirmed, and the said Defendant in Error recover of the plaintiff in Error the sum of Sixty five Dollars in damages with interest thereon at the rate of six per cent per annum from the 10th day of November 1841 until paid and also the sum of Forty five Dollars and two cts the costs in the court below, together with the costs herein expended in this court and that an execution issue for the same.—

George M. Coleord & Co.
against
I. P. Shriver

Plff in Error } Writ of Error to the District Court of
Deft in Error } Berkeley County.—

This cause coming on for further hearing and the Court being now sufficiently advised of and concerning the premises reverse the judgment of the court below— It is therefore considered by the court that the judgment of the court below be reversed and that further proceedings be had not inconsistent with the opinion of this Court, and that a writ of procedendo issue the Court below accordingly— and it is further considered the court that the plaintiffs in Error recover of
the costs herein expended

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James M. Woods and Edward Hobart — Plffs in Error
against
Jonathan Morgan and William Morgan — Defts in Error

} Writ of Error to the District Court of Dorchester County

This cause now coming on for further hearing and the Court being sufficiently advised of and concerning the premises affirm the judgment of the Court below, It is therefore Considered by the Court that the judgment of the Court below be affirmed and that the Defendants recover of the plaintiffs in Error the sum of Eighty nine Dollars and Sixty Cents damages with interest thereon at the rate of Six per Cent per annum from the 4th day of March 1842 until paid, and also the sum of Eleven Dollars and fifty five Cents the Costs of the Court below, together with the costs herein expended in this Court and that an execution issue therefor. —

Porter & Brayelton — Complts
against
Hosea Moffett — Deft

} Appeal from the District Court of Henry County —

This day came the parties aforesaid by their Solicitors and thereupon the Complainants moved the Court to take their Bill of Complaint herein pro confesso, for reason on file which motion being heard by the Court was overruled. —

Joseph Williams and Charles A. Warfield — Plffs in Error
against
Thomas McIsell — Deft in Error

} Writ of Error to the District Court of Scott County. —

This day came the Defendant by his attorney and he having filed herein a certificate of the Clerk of the District Court according to law, and thereupon moved the Court to dismiss the writ of Error herein for reasons on file, which motion being heard was sustained — It is therefore Considered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below accordingly — and it is further Considered by the Court that the Defendant in Error recover of the plaintiffs in Error the sum of Seventy one Dollars forty three Cents being ten per cent damages on the amount of the Judgment of the Court below — together with the costs herein expended in this Court and that an execution issue for the same. —

On motion James Wilson Esqr. was sworn and admitted to practice in this Court as a Counsellor and attorney at Law and Solicitor in Chancery. —

John Shulwider
against
Joseph Wilford Jr.

Plff } An agreed case from the
Dfdt } District Court of Cedar County

This cause now coming on for hearing, and the court having heard the arguments of counsel on both sides took the same under advisement.

Ordered that Court adjourn until
to morrow 2 o'clock P. M.-

Charles Mason
Judge

Friday January 13th 1843 Court met
agreeably to adjournment
Present The Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

Robert Stewart
against
William R. Kerr

Plff in Error } Writ of Error to the
Dfdt in Error } District Court of
Muscatine County. —

This day came the parties aforesaid by their Attorneys and thereupon the Plaintiff suggested a diminution of the record filed in this cause, and thereupon on motion of said plaintiff in Error, It is ordered by the Court that a writ of certiorari issue herein directed to the clerk of the district Court of Muscatine County returnable on the 18th day of this month, requiring him to certify and send up to this court a more perfect and complete transcript of the record and proceedings had in Cause in the Court below. —

Gorden & Washburn
against
A. E. Jarney & Co.

Appellants } On an appeal from the
Appellees } District Court of
Muscatine County. —

This cause now coming on for further hearing and the Court being sufficiently advised concerning the premises, affirm the judgment of the Court below, It is therefore considered by the Court that the judgment of the Court below be affirmed and that this cause be certified to said Court and that a writ of procedendo issue to said Court accordingly, and that the Appellees recover of the Appellants the costs herein expended in this Court to be taxed by the clerk and that an execution issue for the same instanter. —

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William A. Lyon
against
Jeremiah Smith

Pff in Error } Writ of Error to the Distric Court of
Dff in Error } Henry County.—

This day this cause coming on for further hearing and the court being sufficiently advised of and concerning the premises affirm the judgment of the Court below, It is therefore considered by the court that the judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and that the Defendant recover of the Plaintiff the costs herein expended in this court and that an execution issue for the same.—

Henry B. Hendershott et al
against
Hugh R. Thompson

Pff in Error } Writ of Error to the Distric Court of
Dff in Error } Morgan County.—

This cause now coming on for further hearing and the court being now sufficiently advised of and concerning the premises— affirm the judgment of the Court below, It is therefore considered by the court that the Defendants in Error recover of Henry B. Hendershott as principal and John M. Garriques as his security, the sum of fifty Dollars damages with interest thereon at the rate of six per cent per annum from the 3rd day of June 1841 until paid and also the sum of ten Dollars and twenty cents the costs in the court below, and also recover the costs herein expended in this court to be taxed by the clerk and that an execution issue therefor instanter.—

Cornelius Cunningham
against
Joseph Bayles et al

Pff in Error } Writ of Error from
Dff in Error } the District Court of
Hancock County.—

This cause now coming on for hearing and the court being sufficiently advised of and concerning the premises affirm the judgment of the court below. It is therefore considered by the court that the judgment of this court below be affirmed and that a writ of procedendo issue to the court below accordingly and that the Defendants in Error recover of the Plaintiff in Error the costs herein expended in this court and that an execution issue for the same.—

Jonathan J. King
against
Charles B. Trace

Pff in Error } writ of Error to the District Court of
Dff in Error } Hancock County.—

This cause now coming on for further hearing and the court being sufficiently advised of and concerning the premises, affirm the judgment of the Court below, It is therefore considered by the court that, ~~the Defendants in~~ a writ of procedendo issue to the Court below ~~Error recover of the Plaintiff in Error the sum of one hundred and thirty five~~ Dollars and thirty eight and one fourth cents in damages with interest thereon at the rate of six per cent per annum from the 20th day of March A.D. [illegible]

~~paid and also the costs in the Court below taxed at seventeen~~
~~Fifty dollars and fourth cents~~ - and that said Deft in Error also
recover of said plaintiff in Error the costs herein expended to be
by the Clerk and that execution issue therefor accordingly. —

Mordecia A. Cropper — Pff in Error } Writ of Error to the
against } of the District Court
United States — Deft in Error } Johnson County. —

This day this cause came on for further hearing and the
Court being sufficiently advised of and concerning the premises
do affirm the Judgment of the Court below — And thereupon the
said Mordecia A. Cropper personally appearing in open court in
discharge of his recognizance entered into in the Court below, and he
having nothing further to say why this Court should not now pronounce
sentence and render Judgment accordingly — It is therefore considered
by the Court that the said Mordecia A. Cropper be imprisoned for six
calender months in the common jail of Johnson County, and that he
pay the costs expended in the Court below and in this Court to be
taxed by the Clerk and that an execution issue for said costs. —

Benjamin Benson, James M. Woods,
and M. J. A. Bradford — Pffs in Error } Writ of Error to the
against } District Court of
James Cameron — Deft in Error } Dormonies County. —

This day came the Defendant by his attorney and filed
herein a certificate of the Clerk of the Court below as required by
law, and thereupon ~~said~~ on motion of said Defendants, It is ordered
by the Court that the writ of Error herein be dismissed, and
that a writ of procedendo issue to the Court below, and that
the Defendants in Error recover of the Plaintiffs in Error the
costs herein expended in this Court and that an execution
issues for the same. —

Henry Moore — Pff in Error } Writ of Error to the
against } District Court of
Bridgeman & Partridge — Defts in Error } Dormonies County.

It is ordered by the Court that this cause lie
continued until the next Term. —

Henry Davidson — Pff in Error } Writ of Error to the
against } District Court of
Otis M. Wheeler — Deft in Error } Monroeatine County.

On motion of the plaintiff in Error leave is given
him to amend his assignments of Error herein, and thereupon
this cause coming on for hearing and the Court having
heard the arguments of Counsel on both sides, took the same
under advisement. —

William M. Chapman and John Pierson against William B. Errington — Plffs in Error; Writ of Error to the District Court of Dormonies County. — Defts in Error

This day came the Defendants by their Attorney and filed herein a certificate of the Clerk of this Court below as required by law, and thereupon on motion of said Defendants, it is ordered by the Court that the Writ of Error herein be dismissed and that a procedendo issue to the Court below accordingly, and on the further motion of said Defendants, It is considered by the Court that the said Defendants in Error recover of said Plaintiffs in Error the sum of Seven Dollars and fifty cents the costs by the Court here for damages by the occasion of the Judgment in the Court below, and also recover their costs herein expended in this Court and that an execution issue for the same. —

James Davis and Reuben J. Snyder against The Board of Commissioners of Muscatine County. — Plffs in Error; Writ of Error to the District Court of Muscatine County. — Deft in Error

This cause now coming on for hearing and the Court being sufficiently advised of Concerning the premises, affirms the Judgment of the Court below. It is therefore considered by the Court that the Defendants in Error recover of the Plaintiffs in Error the sum of Twenty five Dollars and Seventy five Cents with interest thereon at the rate of six per cent per annum from the 14th day of December 1841 until paid, and also the sum of ten Dollars and fifteen cents the costs in the Court below, and also recover the costs in this Court and that an execution issue therefor. — And on motion of the Plffs leave is given them to withdraw their Writ of Error. —

John Reed et al. against Hezekiah Musgrave — Plffs in Error; Writ of Error to the District Court of Muscatine County. — Deft in Error

It is ordered by the Court that this cause be continued until the next term. —

Oliver Clark against John J. Gibson — Plff in Error; Writ of Error to the District Court of Clinton County. — Deft in Error

It is ordered that this cause be continued until the next term. —

M. L. A. Bradford against The Board of Commissioners of Jackson County — Plff in Error; Writ of Error to the District Court of Jackson County. — Deft in Error

This cause now coming on for hearing, the Court took the same under advisement. —

Denton J. Snyder
against
Ansel Humphreys

Pff in Error
Dft in Error

} writ of Error to the District Court of Muscatine County.

This Cause now coming on for hearing, the Court took the same under advisement. —

James M. Clark use &c.
against
John O. Loughlin

Pff in Error
Dft in Error

} writ of Error to the District Court of Louisa County.

This Cause now coming on for hearing, the Court took the same under advisement. —

Henry Warnstaff
against
Evan Llewellyde

Pff
Dft

} An agreed Case from the District Court of Johnson County. —

This Cause now coming on for hearing the Court took the same under advisement. —

James M. Woods Et al
against
Jonathan & William Morgan

Pffs in Error
Dfts in Error

} writ of Error the District Court of Desmonies County

On motion of the Defendants in Error by their attorney it is ordered that an execution issue on the Judgment rendered in this Cause at this term instanter. —

James Anderson
against
Mearthis Brown

Pff in Error
Dft in Error

} writ of Error to the District Court of Desmonies County

On motion of the Defendant in Error by his attorney ~~and on his motion~~ it is ordered by the Court that an execution issue instanter on the Judgment rendered in this Cause at this Term. —

Benjamin Frye
against
James O. Swearengen

Pff in Error
Dft in Error

} writ of Error to the District Court of Muscatine County. —

On motion of the Defendant in Error by his attorney, It is ordered by the Court that an execution and writ of Procedendo. issue instanter in this cause on the Judgment rendered at this term. —

James H. Heath
against
Nathan Sampson

Pff in Error
Dft in Error

} writ of Error to the District Court of Van Buren County. —

On motion of the Dft in Error by his attorney, It is ordered by the Court that the execution issue instanter on the Judgment rendered in this Cause at this Term. —

ordered that Court adjourn until
tomorrow 9 o'clock P.M. —

J. Williams
Judge

Saturday January 14th 1843 Court met
agreeably to adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams & Associate
Thos. L. Wilson 3 Justices

Josiah Parvin
against
John A. Parvin

Def in Error } Writ of Error to the
} District Court of
Deft in Error } Muscatine County.

This day came the parties aforesaid by their attorneys and this cause now coming on for hearing and the Court being sufficiently advised of and concerning the premises, affirm the Judgment of the Court below and on motion of said Defendant in Error, It is considered by the Court that the Defendant in error recover of the plaintiff in Error the sum of Seventy four Dollars and six cents his damages with interest thereon from the 1st day of December 1841 until paid, and also the sum of Twenty three Dollars and forty seven cents the costs in the Court below - and also recover the costs herein expended in this Court and that execution issue for the same.—

George Longdon
against
William Bevard

Def in Error } Writ of Error to the
} District Court of
Deft in Error } Louisa County.—

On motion of the Defendant in Error by his attorney, It is ordered by the Court that the Judgment of the court below be affirmed— It is therefore considered by the Court that the Defendant in error recover of the plaintiff in Error the sum of Twenty five Dollars in Damages with interest thereon from the 16th day of June 1842 at the rate of six per cents per annum until paid, and also the sum of Eighty one Dollars and 67/4 cents the costs in the Courts below - and also recover the costs herein expended in this Court, and that an execution issue for the same.—

John A. Pitzer and Miles Driscoll
against
Jesse B. Brown

Def in Error } Writ of Error to the
} District Court of
Deft in Error } Jefferson County—

This day came the Defendant in Error by his attorney filed herein a certificate of the Clerk of the Court below as required by law, and thereupon on motion of said Defendant in Error, It is considered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below accordingly, and that the Defendant in Error recover of said plaintiffs in Error the sum of Twelve Dollars and eight cents being ten per cent damages on the amount of the judgment of the Court below, and also recover the costs herein expended in this Court and that an execution issue for the same.—

Samuel Shufflebarger and William H. Douglass against Fitzpatrick & Dorsey } Plffs in Error, Writ of Error to the District Court of Jefferson County. Defts in Error

This day came the Defts in Error by their attorney and filed herein a certificate of the Clerk of the Court below, and thereupon on motion of said Defendants, It is Considered by the Court that the Writ of Error herein be dismissed and that a Writ of Procedendo issue to the Court below accordingly, and that the Defendants in Error recover of said plaintiffs in Error the sum of Twenty six Dollars and seventy four cents being ten per cent damages on the amount of the Judgment of the Court below, and also recover the costs herein expended in this Court and that an execution issue for the same.—

Peter Moore against William G. Rose } Plff in Error, Writ of Error to the District Court of Desmoines County. Deft in Error

It is ordered by the Court that this cause be continued until the next Term.

Jeremiah Burge against Christopher Burns } Plff in Error, Writ of Error to the District Court of Muscatine County. Deft in Error

This cause now coming on for hearing and the Court took the same under advisement.

Gordon and Carmichael against John C. Atkinson } Plffs in Error, Writ of Error to the District Court of Muscatine County. Deft in Error

This cause now coming on for further hearing, and the Court being now sufficiently advised of and concerning the premises, affirm the Judgment of the Court below— It is therefore considered by the Court that the Defendant in Error recover of the plaintiffs in Error the sum of Seventy three Dollars and seventy eight cents with interest thereon at the rate of six per cent per annum from the 2nd day of July 1841 until paid and also the sum of Twenty six Dollars and forty nine cents the costs in the Court below and also recover the Costs herein expended in this Court and that an execution issue for the same.—

Asbury B. Porter against Thomas M. Saine } Plff in Error, Writ of Error to the District Court of Henry County. Deft in Error

This Cause now coming on to be heard and the Court being sufficiently advised of and concerning the premises, affirm the Judgment of the Court below— It is therefore considered by the Court that the Defendant in Error recover of the plaintiff in Error the sum of One hundred ~~Dollars~~ and six Dollars and seventy nine cents in damages with interest thereon at the rate of six per cent per annum from the 3rd day of September 1841 until p...

the sum of Seventeen Dollars twenty seven and one half cents the Costs in this court below, and also recover the costs herein expended in this court and that an execution issue for the same. —

Evan Dallarhide
against
Henry Warnstaff

Plff } An agreed case from
Dfft } the District Court of Johnson County. —

This cause coming on for further hearing and the court being sufficiently advised of and concerning the premises, reverse the judgment of the Court below — It is therefore Considered by the court that the judgment of the court below be reversed, and that a writ of procedendo be awarded accordingly, and that the plaintiff recover of the Defendant the costs herein expended, and that an execution issue therefor. —

Jeremiah Burge
against
Burnes & Snyder

Plff in Error } writ of Error to the District Court of
Defts in Error } Muscatine County. —

This day came the parties aforesaid by their attorneys and thereupon the Defendants moved the Court to dismiss the writ of Error herein for reasons on file which motion being heard by the court, was overruled. —

James M. Lewis
against
United States

Plff in Error } writ of Error to the District Court of
Defts in Error } Henry County. —

This cause now coming on for further hearing and the court being now sufficiently advised of and concerning the premises, affirm the judgment of the court below —
It is therefore Considered by the Court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below, and that the plaintiff in Error pay the costs herein expended and that an execution issue for the same

John I. Rodgers
against
United States

Plff in Error } writ of Error to the District Court of
Defts in Error } Jefferson County. —

This cause now coming on for further hearing and the court being now sufficiently advised of and concerning the premises, affirm the judgment of the court below. It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly — and that the plaintiff in Error pay the costs herein expended in this court, and that an execution issue for the same. —

On Motion, John David and Charles Negus Esqrs were admitted to practice in this court as Counsellors and attorneys at Law and Solicitors in Chancery. —

Ordered Court adjourn until Monday next
2 o'clock P.M. —

T. S. Wilson
~~J.P.S.~~
J. H. Williams
Asst Surgeon U.S.

Monday January 16. 1843 Court met
agreeably to adjournment
Present the Honorable
Charles Mason Chief Justice
Thos. S. Wilson Associate Justice

Charles Madera Et. al
against
George M. Jones for the use of
Charles Sample

Plff in Error
Deft in Error

Writ of Error to the
District Court of
Des moines County. —

This cause now coming on for further hearing and the Court being sufficiently advised of and concerning the premises affirm the Judgment of the Court below — It is therefore Considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and that the Defendant in Error recover of the plaintiffs in Error the costs herein expended in this Court and that execution issue therefor. —

Joel B. Walker Et. al
against
Samuel B. Ayers admr &c.

Plffs in Error
Deft in Error

Writ of Error to the
District Court of
Lee County. —

This cause now coming on for further hearing and the Court being sufficiently advised of and concerning the premises, affirm the Judgment of the Court below — It is therefore Considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below, and that the Defendant in Error recover of the plaintiffs in Error the ~~Costs~~ herein expended in this Court and that an execution issue therefor —

United States
against
Richard Everett

Plff in Error
Deft in Error

Writ of Error to the
District Court of
Henry County. —

This cause now coming on for further hearing & the Court being sufficiently advised of and concerning the premises, reverse the Judgment of the Court below, It is therefore Considered by the Court that the Judgment of the Court below be reversed, and that a writ of Procedendo issue to the Judge of the Court below, and that said Richard Everett pay the costs herein ~~expended~~ expended in this Court and the execution issue therefor. —

Robert Chalfant against United States — Plff in Error; Writ of Error to the District Court of Des Moines County — Deft in Error

This cause now coming on to be heard and the court having had the same under advisement and being now sufficiently advised of and concerning the premises, affirm the Judgment of the court below, It is therefore considered by the Court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the said Robert Chalfant pay the costs herein expended in this court, and that an execution issue therefor. —

Williams J. A. Bradford against The Board of Commissioners of Jackson County — Plff in Error; Writ of Error to the District Court of Jackson County. — Defts in Error

This cause now coming on for further hearing and the court being sufficiently advised of and concerning the premises, affirm the judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue accordingly, and that the Defendants in Error recover of the plaintiff in Error the costs herein expended in this court, and that an execution issue therefor. —

Silas M. Farber Et al against Alexander Levi — Complts; An appeal from the Decree of the District Court Dubuque County — Deft

This day came the Complainants by their Solicitor and filed herein a transcript of the record and proceedings, and on their motion, It is ordered by the court that this cause be docketted, — And thereupon the said Complainants filed the affidavit of Timothy Davis herein, and suggested a diminution of the transcript of the record and proceedings filed in this cause, and on their motion, It is further ordered by the court that a writ of certiorari issue directed to the Clerk of the District court of Dubuque County requiring him to certify and send up to this court forthwith a more complete transcript of the record and proceedings had in this cause in that court. —

Ira Cook and John C. Wallach against D. B. Smith — Plffs in Error; Writ of Error to the District Court of Scott County. — Deft in Error

This day came the Defendant by his attorney and entered his voluntary appearance herein and on his motion, it is ordered by the court that this cause be placed upon the Dockets of this term. —

William M. Coriell against Charles & and Blow — Appellant } an appeal from the Judgment of the District Court Appellees } Dubuque County. —

This day came the appellees by their attorneys and filed herein a certified transcript of the record and proceedings had in this cause in the Court below, and on their motion it is ordered by the Court that the Appeal herein be dismissed, and that a mit of procedendo issue to the Court below, and it is further ordered that the appellees recover of the Appellant the costs herein expended, and that an execution issue therefor. —

William M. Coriell and George M. Cummins against Richard Plumb and John Atherton — Appellants } an appeal from the Judgment of the District Court of Dubuque County
Appellees }

This day came the appellees by their attorney and filed herein a certified transcript of the record and proceedings had in the Court below, and on their motion, It is ordered by the Court that the appeal herein be dismissed, and that a mit of procedendo issues to the Court below accordingly, and it is further ordered by the Court that the appellees recover of the appellants the costs herein expended and that an execution issue therefor. —

Marsh, Lee and Delevan against Thomas H. Reddeck heirs — Appellants } on an appeal from the District Court of
Appellees } Lee County. —

On motion of the appellants by their attorney, It is ordered that the appeal herein be dismissed — It is therefore considered by the Court that the appellees recover of the appellants the costs herein expended ~~and~~ in this Court, and that an execution issue therefor, it is further ordered that a mit of procedendo issue to the Court below — and on the further motion of the appellants leave is given them to withdraw the papers filed in this cause. —

William Wilson against Joseph Webster — Plff in Error } mit of Error to the District Court of
Deft in Error } Lee County. —

This cause coming on to be heard, the Court took the same under advisement. —

Lorimer & Grabill against The State Bank of Illinois — Appellants } an appeal from the District Court of
Appellees } Dubuque County. —

This cause coming on to be heard the Court took the same under advisement. —

Jeremiah Burge } Writ of Error to the
against } Dist. Court of
Christopher Burns } Deft in Error } Muscatine County.—

On motion of the Defendant in Error by his Atty
It is ordered by the Court that the writ of Error herein be
dismissed, and that a writ of procedendo issue to the Court
below, and that the Defendant in Error recover of the plain=
tiff in Error the costs herein expended & in this Court and
that an execution issue therefor.—

Ordered that Court adjourn until
tomorrow Morning. 9 o'clock.—
T. S. Wilson
Asst. Justices of

Tuesday morning Jany 14th 1843 Court met
agreeably to adjournment
Present the Honorable
Joseph Williams } Associate
Thomas S. Wilson } Justices

John J. Tomlinson } Writ of Error to the
against } Dist. Court of
John Colbertson } Deft in Error } Cedar County.—

This day came the parties aforesaid by their attorneys and
the Defendants having filed a certificate of the clerk of the Court below
as required by law, and thereupon and on motion of said Defendant
in Error, It is ordered by the Court that the writ of Error herein be
dismissed - and that a procedendo issue to the Court below, and that
the Defendant in Error recover of the plaintiff in Error the Costs
expended herein in this Court and that execution issue therefor—
and thereupon the plaintiff in Error moved the Court to
reconsider the said motion of said Deft to dismiss the writ of
Error herein, which motion is continued.—

Jacob Marshall and } Appellants } An appeal from the
William B. Whitesides } } Decree of the District
against } } Court of Dubuque County.
John D. Bush } Appellee }

This day came the appellants by their Solicitor, and moved
the Court to dismiss the appeal herein with damages for reason
on file—

John Warburton Et. al } Appellants } from an appeal from the
against } } District Court of
Edmund Mallot et. al } Appellees } Dubuque County.

This day came the appellees by their Solicitor, and

moved the Court to dismiss the appeal herein with damages, reasons on file. —

William L. Edgar
against
Enos Howe surviving partner of James Mc. Campbell

Plff in Error
Deft in Error

} Writ of Error to the District Court of Des Moines County. —

This Cause now coming on for further hearing and the Court being now sufficiently advised of and concerning the premises reverse the judgment of the Court below — It is therefore considered by the Court that the judgment of the Court below be reversed, and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiff recover of the Defendants in Error the costs herein expended in this Court and that an execution issue therefor. —

Solomon & Grahl
against
The State Bank of Illinois

Appellants
Appellees

} On an appeal from the Judgment of the District Court of Dubuque County

The Court being now sufficiently advised of and concerning the premises affirm the judgment of the Court below It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly — and that the appellees recover of the appellants the costs herein expended in this Court and that an execution issue therefor. —

Curtis M. Doolittle
against
Ansel Harrington Et. al

Plff in Error
Defts in Error

} Writ of Error to the District Court of Jackson County. —

This Cause now coming on for hearing and the Court being sufficiently advised of and concerning the premises, affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly and that the Defendants recover of the plaintiff in Error the costs herein expended in this Court and that an execution issue for the same: —

Joseph K. Snyder
against
John A. Roper

Plff in Error
Deft in Error

} Writ of Error to the District Court of Cedar County. —

This Cause now coming on to be heard and the Court being sufficiently advised of and concerning the premises, affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that the the Defendants in Error recover of the said plaintiff in Error the costs herein expended in this Court and that an execution issue therefor. —

David Meigs
against
Stephen B. Parker

Plff
Dfdt
} An agreed case from the District Court of Jefferson County

This cause now coming on for hearing and the Court being now sufficiently advised of and concerning the premises affirm the judgment of the Court below. It is therefore considered by the Court that the judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below, and that the Defendant recover of the plaintiff the costs herein expended in this Court and that execution issue therefor. —

Oliver Clark
against
John G. Gibson

Plff in Error
Dfdt in Error
} writ of Error to the District Court of Scioto County. —

This cause now coming on for hearing, the Court took the same under advisement. —

George M. Fitch
against
Rufus Richardson

Appellant
Appellee
} an appeal from the District Court of Muscatine County —

This cause now coming on for hearing, the Court took the same under advisement. —

It is ordered by the Court that Peter H. Patterson and George L. Stampton be and they are hereby appointed Commissioners in Bankruptcy in this Court. —

John C. Wallack and
Ira Cook
against
D. B. Smith

Plffs in Error
Dfdt in Error
} writ of Error from the District Court of Scott County. —

On motion of the Defendant by his Counsel, a rule is granted him herein against the said plaintiffs in Error returnable on the 2d Monday in May next, that unless they file an assignment of Errors herein on or before that day, their writ of Error will be dismissed. —

Ordered that Court adjourn until tomorrow morning half after 8 o'clock. —

J. Williams
Sup. Ct. U. S.
T. S. Wilson Clk.

Wednesday Morning January 18.18

Court met pursuant to adjournment

Present the Honorable

Joseph Williams } Associate
Thomas S. Wilson } Justices

Benjamin Nye — Plff in Error
against
Charles Vile — Deft in Error

} writ of Error to the judgment of the District Court of Muscatine County—

This cause now coming on for further hearing and the court being sufficiently advised of and concerning the premises, affirm the judgment of the court below. It is therefore considered by the court that the judgment of the Court below be affirmed, and that a writ of procedendo issue accordingly to the court below, and that the Defendant in Error recover of the plaintiff in Error the costs Expended in this court and that an Execution issue therefor.—

Nathan Jackson — Plff in Error
against
Fletcher and Butler — Deft in Error

} writ of Error to the Judgment of the District Court of Johnson County—

This cause now coming on for further hearing & the court being sufficiently advised of and concerning the premises, affirm the judgment of the court below. It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue accordingly to the court below, and that the Defendants in Error recover of the plaintiff in Error the costs expended in this court and that an execution issue therefor.—

William M. Coriell — Appellant
against
William D. Wolf — Appellee

} on an appeal from the Judgment of the District Court of Dubuque County—

This day came the Appellee by his attorney, and filed herein a transcript of the record and proceedings had in this cause in the court below, and on motion of said Appellee. It is considered by the court that the Appeal herein be dismissed for reasons on file, and that a writ of procedendo issue accordingly to the court below, and it is further considered by the court that the appellee recover of the appellant the costs herein expended in this court, and that an execution issue therefor.—

James Anderson — Plff in Error
against
Martin Brown — Deft in Error

} writ of Error to the Judgment of the District Court of Dsmoines County—

On motion of the plaintiff in Error by his atto.
It is ordered by the court that the judgment rendered
cause [illegible] the present [illegible] of this court be [illegible]

the following entry be made in lieu thereof- The court being now sufficiently advised of and concerning the premises affirm the judgment of the court below- It is therefore considered by the Court that the judgment of the court below be affirmed, and that a writ of procedendo issue accordingly to the court below, and that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court and that an execution issue therefor.—

James M. Woods and Edward Hobart against Jonathan Morgan & William Morgan } Plffs in Error, Defts in Error } on a writ of Error to the Judgment of the District Court of Des Moines County.

An Motion of the Defts in Error by their attorney, It is ordered by the Court that the judgment rendered in this cause at the present term of this court be setaside, and that the following entry be made in lieu thereof— The court being now sufficiently advised of and concerning the premises affirm the judgment of the court below- It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue accordingly to the court below, and that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this court and that an execution issue therefor.—

James Fanning against John McLaughlin } Plff in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Dubuque County—

An Motion of the Defendants in Error, It is ordered by the Court that the order dismissing the writ of Error herein made on a former day of the present term of this court be amended as follows- It is therefore considered by the Court that the Defendants in error recover of the Plaintiff in Error the sum of twelve Dollars and thirty cents being ten per cent damages on the amount of the judgment of the court below and that an execution issue for the same.—

Robert Stewart against William R. Kerr } Plff in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Muscatine County.—

An motion of the Deft by his attorney, It is ordered that the certiorari awarded him herein against the Clerk of the court below be dismissed— and this cause now coming on to be heard, the court took the same under advisement.—

Silas M. Farber et al Complainants } An appeal in Chancery from the Decree of the Court of Dubuque Co.
against
Alexander Levi Defft

On motion of the Solicitor for the complainants leave is given him to withdraw the transcript filed herein.—

William L. Cook Pltff in Error } Writ of Error to the Judgment of the District Court of Scott County
against
Rufus Ricker and Michael Bartlett } Defts in Error

On motion of the plaintiff in Error leave is given him to withdraw the Transcript filed herein.—

It is ordered by the Court that the following rules of practice for this be adopted, for this Court Court,

1st Motions may be made immediately after the orders of the preceding day are read, and the opinions of the court are delivered but at no other time, unless in case of necesity, or in relation to a cause called in course.—

2nd Motions are to be made and argued by the Attorneys in the following order: First by the oldest practitioner at the bar, and so on to the youngest; but no Attorney shall make and argue a second motion, until each member of the bar present shall have had an opportunity to make and argue a motion.—

3rd All special motions shall be in writing and filed at least one day before they are argued, and when a motion is intended to be based on matters, which do not appear of record, the facts must be disclosed, and supported by affidavit.—

4th The Clerk shall sign and seal writs of error, in blank, upon the request of any Attorney of this Court; and which may be afterwards filled up, and issued as occasion shall require.

5th When a writ of Error shall be made a supersedeas, the Clerk shall endorse on said writ the following words: "This writ of error is made a supersedeas, and is to be obeyed accordingly; and he shall thereupon file the writ of Error, with the transcript of the record in his office. Said transcript shall be taken and considered as a due return to said writ; and thereupon it shall be the duty of the Clerk to issue a certificate as a supersedeas to the Clerk of the court below, in substance, as follows, to wit: "Territory of Iowa
Office of the Clerk of the Supreme Court.
I do hereby certify that a writ of error has issued from this Court for the reversal of a Judgment obtained by vs in the County District Court at the term, A.D. 18 in a certain action of which writ of error is made a supersedeas, and is to operate as a supersedeas of the execution of the Judgment, and as such is to be obeyed by all concerned"

6th If the Scirefacias issued in pursuance of the statut returned not executed, an alias and plu... to

an order of Court. Publication where required by law shall be made once a week for four weeks successively in some paper printed in the Territory, and the first publication shall be at least thirty days before the first day of the term.—

7th That publication may be made as heretofore provided, on the plaintiffs own motion after return of Scirefacias, and upon it being made to appear to the Court at the return term of the Writ of Error that such publication has been made and that the defendant is a non resident, (of which the affidavit of the printer, or any other person, accompanied by a copy of advertisement shall be evidence) the plaintiff may proceed to trial in the same manner, as where the defendant is served with Scirefacias or makes a voluntary appearance.—

8th The Clerk shall set the causes for argument in the order they shall be returned to the Court, except the causes for or against the United States, shall be at the end of the Civil List. The Clerk shall prepare a docket for each member of the Court, and one Docket for the use of the bar.—

9th When a Writ of Error not operating as a Supersedeas shall issue, the plaintiff in Error shall on or before the third day of the term assign in writing, and file with the Clerk, the particular, Error or errors complained of; no other errors shall be enquired into by the Court; though by leave of the Court first had and obtained, the plaintiff may before the Cause is set down for hearing, assign other errors.—

10th If the plaintiff in error shall fail to assign errors as aforesaid a rule may be granted against him, and if the errors be not assigned at the expiration of the rule the Cause may, on motion be dismissed or judgment affirmed.—

11th The plaintiff in error, when he applies for a Supersedeas, shall assign and attach his assignment of Errors to the transcript presented to the Judge, upon or which the order that there is probable cause of error, is to be made.—

12th The Defendant or appellee may join in the assignment of errors on or before the hearing of the Cause, and on a failure so to do the Court shall proceed to hear the cause—and if the defendant pleads specially, he shall do so by the fourth day of term.—

13th The same rules as to the assignment of errors, shall prevail in cases of appeals in Chancery, as in cases of writs of errors without a Supersedeas.—

14th When a Supersedeas is granted by one of the Judges of the Supreme Court during the term of the same it shall be the duty of the plaintiff in error, before the emanation of the writ and supersedeas, to file in the office of the clerk of this Court a true and Complete transcript of the record with his assignment of errors, so that the

defendant may join in error, and go to trial at the same term of the Court.—

15th All arguments shall be opened and concluded in a regular manner, and the plaintiff in error and appellant in case of appeal shall have the opening and conclusion of the argument.

16th The Counsel having the opening argument, shall, within ten days after the service of the writ of Scirefacias, or taking the appeal furnish the opposite party or his Counsel a brief of the points made and authorities cited, with an abstract of the argument, after which a like note of points and authorities cited with an abstract of the arguments in answer, shall, in like manner, be furnished to the Counsel in the affirmative or his client at least ten days previous to the term— and the respective points made authorities cited and arguments on each side shall be furnished to the Court, by appellant or plaintiff in error on or before the calling of the cause for hearing in its regular order— and in the event of a failure to comply with this rule, the court shall proceed to decide the cause on the errors assigned, without argument, or dismiss the writ or appeal for want of prosecution.—

17th When after an examination of the written arguments, the Court are not satisfied upon any point they will direct an argument, at bar on such point.—

18th When Counsel claim the privilege of making oral arguments in any cause, they shall give the opposite party or his Counsel notice of such intention, ten days previous to the sitting of the Court or the cause will be considered as submitted upon written argument.—

19th If the judgment be affirmed, a writ of procedendo (in case a Supersedeas shall have been granted) shall issue from this Court, directing the Court below to proceed to execute the judgment therein rendered— such writ shall be served on the Clerk of the Court below, whose duty it shall be to inform the proper officers of its contents, and of their duty accordingly.

20th If a new trial be awarded, a certified copy of the order being served on the Clerk of the Court below, the cause shall stand for such new trial at the head of the civil causes for the ensuing term.—

21st In all cases, when not otherwise ordered, the costs of this Court shall be collected by execution issued by the Clerk thereof directed to the Sheriff of the proper County, and returnable in ninety days after date.

22nd Applications for a rehearing of any cause shall be made by petition to the Court, signed by the Counsel of the applicant briefly stating the grounds for a rehearing and the authorities relied on in support thereof— Notice of such intended application having been first given to the opposite party or his Counsel when a rehearing is granted, notice shall be given by the Clerk to opposite party, of the time when such rehearing will be had.—

3d. The notice required under the 18th rule shall be in writing, and such notice as well as the briefs of points authorities and abstract of argument, provided for by the 16th rule shall be personally served, within the times respectfully required, or such service may be made by mail or safe private hand, allowing one additional day for every thirty miles — and in all cases when Counsels for either party shall object, a want of service of notice or briefs &c. refered to in rules 16th & 18th the fact of service and furnishing, may be proved by the affidavit of the party alleged to be in default, or by the affidavit of his Counsel. —

Ordered that this court do now adjourn until Monday the 8th day of May next. —

H. Williams
Associate Judge &c

Monday May 8. 1843 Court met pursuant to adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas L. Wilson } Justices

Asalom Dollarhide — Plff in Error } Writ of Error to the
against } Judgment of the District
United States — Deft in Error } Court of Louisa County

This cause coming on for further hearing and the Court being now sufficiently advised of and concerning the premises affirm the judgment of the court below — It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly — and that the plaintiff in Error pay the costs in this court herein expended and that an execution issue therefor. —

Valentine Faulkner — Complt } on an appeal in Chancery
against } from the Decree of the District
William L. Campbell — Deft } Court of Louisa County —

This day came the complainant by I. D. Learned his Solicitor and filed herein his petition for a rehearing of this cause. —

Miller & Faulkner compplts } An appeal in Chancery from
against } the Decree of the District Court
Henry L. McGuire Deft. } of Louisa County. —

This day came the complainants by J. D. Learned their Solicitor and filed herein their petition for a rehearing of this cause. —

John McConnell Elder &c. compelt } An appeal in Chancery from
against } the Decree of the District Court
A. R. Gardner Deft. } of Johnson County. —

This cause now coming on to be heard, the same is submitted to the court on the written arguments of the counsel, for their advisement. —

Hardin Roberts compelt } An appeal in Chancery from
against } the Decree of the District Court
Orrin Smith Deft. } of Muscatine County. —

It is ordered that this cause be continued until the next term of this court. —

William N. Coriell Appellant } An appeal from the judgment
against } of the District Court of
Andrew Kusecker Appellee } Dubuque County. —

This day came the appellee by his attorney, and he having filed a transcript of the record and proceedings had in the court below, and on his motion, It is ordered by the court that the Appeal herein be dismissed and that a writ of procedendo issue to the court below accordingly, and it is therefore considered by the court that the appellee recover of the appellant the costs herein expended in this court and that an execution issue therefor. —

Ordered that Court adjourn until tomorrow morning 8 o'clock. —

Charles Mason
Chief Justice

Thursday morning May 9. 1843 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

Jacob Marshall and William B. Whitesides against John D. Bush — Deft. — Compts. — On an appeal in Chancery from the Decree of the District Court of Dubuque County.—

This day came the parties aforesaid by their solicitors and the court being sufficiently advised of and concerning the ~~complainants~~ motion to dismiss the appeal herein, overruled the same — and thereupon this cause now coming on to be heard and the Court having heard the arguments of counsel, took the same under advisement.—

Valentine Faulkner against William D. Campbell — Deft — Compts. — An appeal in Chancery from a decree of the District Court of Louisa County.—

By leave of the Court the complainant by his solicitor files a second petition for a rehearing of this cause—

Miller & Faulkner against Henry L. McGuire — Deft — Compts. — An appeal in Chancery from a decree of the District Court of Louisa County—

By leave of the court the complainants by their solicitor filed herein a second petition for a rehearing of this cause—

John J. Tomlinson against John Culbertson — Plff in Error — Deft in Error — On a writ of Error to ~~from~~ the Judgment of the District Court of Cedar County

On motion of the plaintiff in Error by his attorney It is ordered by the Court that the order made on a former day of this term dismissing the writ of Error and rendering judgment for cost be and the same is hereby set aside, and it is further ordered that this cause be continued until next.

Silas W. Harber Et al against Alexander Levi — Deft — Compts. — An appeal from the Decree of the District court of Dubuque County.—

This cause coming on for hearing and the court having heard the arguments of Counsel on both sides took the same under advisement.—

Benjamin Benson Et al
against
James Cameron

Plffs in Error } Writ of Error to the Judgment of the District court of Des=
Dft in Error } moines County.—

This day came the plaintiffs in Error by James M. Woods their attorney and filed herein their petition — and on their motion It is ordered by the Court that the order dismissing the writ of Error herein on a former day of this term of this court, and awarding a writ of procedendo to the Court below and judgment for costs, be and the same is hereby set aside, and that this cause be redocketted, and that the same be continued untie the next term of this court.— and it is further ordered by the court that the writ of procedendo issued herein to the clerk of the court below be and the same is hereby revoked and that the proceedings had under the same be and they are hereby stayed until the further order of this court. and it is further ordered that the execution that issued from the clerks office of this court for costs in this court on the Judg=ment aforesaid and now in the hands of the Sheriff of Des moines County, be returned by the said Sheriff—

Ordered that Court adjourn untie tomorrow morning 9 o'clock—

Charles Mason
Chief Justice

Wednesday morning May 10. 1843 Court met Pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

James McKell
against
John Friel & wife

Plff in Error } Writ of Error to the Judg=ment of the District court of
Defts in Error } Des moines County —

On motion and having filed a corrected transcript of this cause of the Defts in Error by their attorney, a rule is granted them herein against said plaintiff in Error returnable on the first day of the next term of this court to shew cause if any he can why the Judgment rendered in this cause on a former day of this term ~~of Court~~ reversing the Judgment of the court below shall not be set aside and a new trial awarded in this cause and it is further ordered that this cause be continued untie next Term

Samuel Lewis Et al
against
Abram Wilson's Admrs

Plffs in Error } An agreed case from the District court of
Defts in Error } Dubuque county —

This day came the parties aforesaid by their attorneys the court having heard the arguments of Counsel on both sides and the

Jonas Clark Et al against White & Smith — Pltffs in Error / Deft in Error — Writ of Error to the Judgment of the District Court of Louscatine County.—

On motion of the Defts in Error by their Attorney a rule is granted them herein against said pltffs in Error to shew cause if any they have on tomorrow morning why they shall not give additional security in the writ of Error bond filed in this cause.—

Benjamin R. Patrikin Apigne &c. against Timothy Davis — Compelt / Deft — An appeal in Chancery from a Decree of the District Court of Dubuque County.—

This day this cause come up for hearing and ~~that~~ the Court having heard the arguments of Counsel on both sides took the same under advisement.—

John Warburton Et al against Edmund Mattox Et al — Compelts / Defts — An appeal in Chancery from a Decree of the District Court of Dubuque County.—

This day this cause come up for hearing, and the Court having heard the arguments of Counsel on both sides took the same under advisement.—

Alexander Levi against John Thompson Et al — Compelt / Dfts. — An appeal in Chancery from a Decree of the District Court of Dubuque County.—

This day this cause come up for hearing, and the Court having heard the arguments of Counsel on both sides took the same under advisement.—

Ordered that Court adjourn until tomorrow morning 8 oclock.—

Charles Mason
Chief Justice

Thursday morning May 11. 1843 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams, Thomas S. Wilson — Associate Justices

Timothy Davis against Mathias Ham — Appellant / Appellee — An an Appeal from the Judgment of the District Court of Dubuque County.—

This day came the parties aforesaid by their attorneys and thereupon the Appellee moved the Court to dismiss the Appeal

herein for reasons on file, which motion being heard and the court being now sufficiently advised of and concerning the same, was sustained by the Court — It is therefore considered by the court that the Appeal herein be dismissed, and that a writ of procedendo issue to the court below accordingly - and that the appellee recover of the appellant the costs herein expended in this court and that an execution issue therefor. —

Alexander Levi
against
John Thompson et. al. Defts. } Compts } An Appeal from the Decree in Chancery, of the District Court of Dubuque County. —

This day came the parties aforesaid by their solicitors, and this cause now coming on for further hearing, and the court being now sufficiently advised of and concerning the premises, do affirm the Decree of the court below. - It is therefore decreed and ordered that the complainants bill herein be dismissed, and that the Defendants recover of the complainant the costs by them about their defence herein expended as well in the court below as in this court, and that an execution issue therefor. And thereupon the said complainant prayed an Appeal from the Decree aforesaid to the Supreme Court of the United States which is granted him, upon his entering into bond with approved security in the penal sum of Two hundred Dollars conditioned as required by law — And the said complainant also filed an affidavit that the property in controversy in this suit exceeds in value one thousand Dollars. -

John V. Berry
against
William Burk & others Defts } Compts } In Chancery, on an appeal from a Decree of the District Court of Dubuque County. —

This day came the Defts by their Solicitor and filed herein a certificate of the clerk of the Court below as required by law, and on motion of said Defts It is ordered by the court that the appeal herein be dismissed, and that a writ of procedendo issue directed to the court below, and it is further ordered that the complainant pay to the Defts their costs herein expended in this court and that an execution issue therefor. —

John C. Hallock and Ira Cook
against
D. B. Smith Deft. } Defts } on a writ of Error from a Judgment of the District Court of Scott County. —.

This day came the parties aforesaid by their attorneys and thereupon the Defendant moved the court to place this cause on the Docket of this term of this court, which motion being heard and the court being sufficiently advised of and concerning the premises do order that said motion be overruled. —

Albert Burd
against
The Dutchess County Bank Deft } Compts } In Chancery, An appeal from a Decree of the District Court of Dubuque County —.

This day came the parties aforesaid by their Solicitors and this cause now coming on to be heard the same being argued, was submitted to the court.

Jonas Clark Et al — Defts in Error — on a writ of Error to a Judgment of the District Court of
against
White & Smith — Deft. in Error — Muscatine County.

This day came the parties aforesaid by their attorneys and thereupon the Defts moved the court to have this cause placed on the Docket at this term of this court, which motion being heard by the court, It is ordered that said motion be overruled—
And thereupon said plaintiffs appeared under the rule granted herein against them on yesterday, and they not giving to the court sufficient reasons why they shall not give ~~sufficient~~ additional security in the writ of Error bond herein, It is therefore ordered by the court that the said plaintiffs within sixty days from this time give to the Defts additional security in the writ of Error bond to be approved by the Honorable Joseph Williams, and file the same in the Clerks office of this court within that time, and in case of failure on the part of said plaintiffs in Error so to do, It is then ordered by the court that the writ of Error herein be dismissed at the said plaintiffs costs and that a writ of procedendo be awarded to the court below accordingly. —

John Briggs — Compt — In Chancery, An appeal from a
against — Decree of the District Court of
Samuel B. Shortridge — Deft — Muscatine County.

This day came the parties aforesaid by their solicitors and thereupon the complainant filed a petition herein for a rehearing of this cause, ~~which~~ and moved the court for a rehearing of this cause, which motion being argued was overruled by the court— and on motion of the complainant leave is given him to withdraw the papers filed in this cause to enable him said complainant to file a bill of review in the court below— It is ordered that said Compt return said papers to the Clerks office of this court again— on motion of the Deft, It is ordered that the Final Decree rendered in this cause at this term be and the same is hereby so amended, that the complainant have leave to withdraw for his own use the Deed tendered to him in the court below and referred to as marked "A. W." —

Henry Davidson — Plff in Error — writ of Error to the Judgment
against — of the District Court of
Otes M. Wheeler — Deft in Error — Muscatine County. —

This day came the parties aforesaid by their Attorneys and this cause now coming on for further hearing and the Court being now sufficiently advised of and concerning the premises, reverse the Judgment of the Court below, It is therefore considered by the court that the Judgment of the court below be reversed, and that a writ of Procedendo issue to the court below accordingly, and it is further considered by the court that the plaintiff in Error recover of the Deft in Error the costs herein expended in this court, and that an Execution issue therefor. —

Robert Stewart
against
William R. Kerr

Pefft in Error } Writ of Error to a Judgment
Deft in Error } of the District Court of Muscatine County. —

This day this cause came up for further hearing and the Court being now sufficiently advised of and concerning the premises, reversed the judgment of the court below — It is therefore considered by the Court that the judgment of the court below be reversed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the Court that the plaintiff in Error recover of the Deft in Error the costs herein expended in this court, and that an Execution issue therefor. —

Jacob Dice
against
Job Yarnell

Pefft in Error } Writ of Error to a Judgment
Deft in Error } of the District Court of Van Buren County. —

This day this cause came on for further hearing and the Court being now sufficiently advised of and concerning the premises affirm the judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Deft in Error recover of the plaintiff in Error the costs herein expended in this court and that an execution issue therefor. —

James M. Clark use &c.
against
John P. Laughlin

Pefft in Error } Writ of Error to a Judgment
Deft in Error } of the District Court of Louisa County. —

This day this cause came on for further hearing and the court being now sufficiently advised of and concerning the premises, reversed the judgment of the court below, It is therefore considered by the court that the judgment of the court below be reversed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the plaintiff in Error recover of the Deft. in Error the costs herein expended in this court and that an execution issue for the same. —

George W. Filch
against
Rufus Richardson

Appellant } An appeal from a Judgment
Appellee } of the District Court of Muscatine County. —

This day this cause came on for further hearing and the court being now sufficiently advised of and concerning the premises, affirm the Judgment of the court below. It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the appellee recover of the appellant the costs herein expended in this court and that an execution issue therefor. —

Henry E. Switzer — Plff in Error — Writ of Error from a judgment of the District Court of
against
John Gowdy — Defts in Error — Cedar County. —

This day this cause came on for further hearing and the court being sufficiently advised of and concerning the premises affirm the judgment of the court below; It is therefore considered by the court that the judgment of the court below be affirmed. and that a writ of procedendo issue to the court below accordingly. and it is further considered by the court that the Deft in Error recover of the Plff in Error the costs herein expended in this court and that an execution issue therefor. —

Robert Waller administrator of the estate of Abram Wilson Deceased, and Peter A. Sommier — Plaintiffs — An agreed case from the District Court of Dubuque County.
against
Samuel P. Lewis, Mark Abby & Matthew Abby — Defts.

This day this cause coming on for further hearing and the court being now sufficiently advised of and concerning the premises. do affirm the judgment of the court below It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered that the plaintiffs recover of the Defendants the costs herein expended in this court and that an execution issue therefor. — and on motion of the plaintiffs, leave is given them to withdraw the original papers filed in this cause, and that they hereafter file a certified transcript from the clerk of the court below. —

United States on relation of George W. Jones — Appellant — An appeal from a judgment of the District Court of Dubuque County
against
Timothy Fanning. — Appellee

On motion of the Appellant by his attorney, It is ordered by the court that the Appeal herein be dismissed, and it is further ordered that a writ of procedendo issue to the court below accordingly, and that the Defendant recover of the Appellant the costs herein expended in this court and that an execution issue therefor — And on the further motion of said Appellant leave is given him to withdraw the Transcript and papers filed his this cause, for the purpose of suing out a writ of Error on said Transcript. —

John Maguire — Plff — Writ of Error to the Judgment of the District Court of
against
Bissell & Shaw — Defts — Dubuque County. —

This day came the parties aforesaid by their attorneys and this cause now coming on for hearing and the court having heard the argument of counsel on both sides, took the same under advisement. —

John b. Sleeth
against
Jacob Cutter admr &c.

Pff
Deft
} Rule against James Cameron late Sheriff of Desmoines County —

It is ordered by the court that the said James Cameron pay the costs accrued on the rule granted herein against him on a former day of this term, and in case he fails to do so, It is ordered that he shew cause to this court on or before the 2nd day of the next terms of this court why he does not pay the same. —

John b. Sleeth
against
Jacob Cutter admr &c.

Pff
Deft
} Rule against James Cameron late Sheriff of Desmoines County. —

It is ordered by the court that the said James Cameron pay the costs accrued on the rule granted herein against him on a former day of this term, and in case he fails to do so, It is ordered that he shew cause to this court on or before the 2nd day of the next term of this court why he does not pay the same. —

Silas A. Hudson
against
James Brentlinger

Pff
Deft
} Rule against James Cameron late Sheriff of Desmoines County. —

It is ordered by the court that the said James Cameron pay the costs accrued on the rule granted herein against him on a former day of this term, and in case he fails to do so It is ordered that he shew cause to this court on or before the 2nd day of the next term of this court why he does not pay the same. —

Chauncy Beaman
against
Samuel M. McCall

Pff
Deft
} Rule against James Cameron late sheriff of Desmoines County. —

It is ordered by the court that the said James Cameron pay the costs accrued on the rule granted herein against him on a former day of this term, and in case he fails to do so, It is ordered that he shew cause to this court on or before the 2nd day of the next term of this court why he does not pay the same.

Jane Settle
against
Joab Henson

Pff
Deft
} Rule against James Cameron late sheriff of Desmoines County

It is ordered by the court that the said James Cameron pay the costs accrued on the rule granted herein against him on a former day of this term, and in case he fails to do so, It ordered that he shew cause to this court on or before the 2nd day of the next term of this court why he does not pay the same. —

Richard Kirshbaum Pff
against
Hogan & Thompson Defts } Rule against James Cameron late Sheriff of Desmonies County.—

It is ordered by the court that the said James Cameron pay the costs that have accrued on the rule granted herein against him on a former day of this term, and in case he fails to do so, It is ordered that he shew cause to this court on or before the 2nd day of the next term of this court why he does not pay the same.—

Richard Kirshbaum Pff
against
Hogan & Thompson Defts } Rule against James Cameron late Sheriff of Desmonies County.—

It is ordered by the court that the said James Cameron pay the costs that have accrued on the rule granted herein against him on a former day of this term, and in case he fails to do so, It is ordered that he shew cause to this court on or before the 2nd day of the next term of this court why he does not pay the same.—

Coleman Harrell Pff
against
Nathaniel Stringfield Deft } Rule against James Cameron late Sheriff of Desmonies County

It is ordered by the court that the said James Cameron pay the costs that have accrued on the rule granted herein against him on a former day of this term, and in case he fails to do so, It is ordered that he shew cause to this court on or before the 2nd day of the next term of this court why he does not pay the same.—

Wilkie & Fuller Pffs
against
George W. Jones by Lucinda Jones Deft } Rule against James Cameron late Sheriff of Desmonies County.—

It is ordered by the court that the said James Cameron pay the costs that have accrued on the rule granted herein against him on a former day of this term, and in case he fails to do so, It is ordered that he shew cause to this court on or before the 2nd day of the next term of this court why he does not pay the same.—

Ordered that court adjourn until court in course.—

January Term 1844

At a Supreme Court begun and held in and for Iowa Territory at the Capitol in Iowa City on Monday the first day of January A.D. 1844

Present the Honorable
Charles Mason Chief Justice
Thos. S. Wilson Associate Justice

James McKell against John Field & wife — Pltff in Error, Defts in Error — Writ of Error to a Judgment of the District Court of Des Moines County —

This day came the Defts in Error by David Rorer Esqr their Attorney and filed a notice and service thereon, and thereupon also filed a motion to have this cause reinstated on the Docket of this Court for a rehearing at the present term —

Levi Rice against David Mortimore — Pltff in Error, Deft in Error — Writ of Error to a Judgment of the District Court of Des Moines County

On motion of the Defts Counsel leave is given him to file an amended brief herein —

Asbury B. Porter and Samuel Brazelton against Hosea Moffett — Complts, Deft — In Chancery — An appeal from the Decree of the District Court of Henry County —

This day came the Complainants by their Solicitor J. C. Hall Esqr and filed herein an agreement, and on his motion and in pursuance of said agreement, It is now finally decreed and ordered that the injunction granted in this cause be made perpetual as to the Judgment mentioned in the said Complainants bill and it is further ordered that the Complainants pay all the costs which have been expended in this cause, and that an execution issue by the Clerk of this Court for the same in favor of said Defts against said Complainants —

Benjamin Benson et al against James Cameron — Pltffs in Error, Deft in Error — Writ of Error to the Judgment of the District Court of Des Moines County.

By agreement of parties filed, It is ordered that this cause be continued until the next term of this court. —

Ordered that Court adjourn until tomorrow 2 o'clock P.M. —

Charles Mason
Chief Justice

Decree of the Court below be reversed and setaside. and that the Bill be ~~a Writ of~~ ~~prohibition for the~~ grant of equity ~~proceedings in the Court below~~ accordingly, and it is further considered by the Court that the plaintiff in Error recover of the Defendant in Error the costs herein expended in the Court below and in this Court, to be taxed by the clerk and that an execution issue for the same. —

Wilkie & Fuller
against
George W. Jones who sues by Lucinda Jones

Plffs in Error
Deft in Error

} mit of Error —
Rule against James Cameron late Sheriff of Des moines County.

It appearing to the satisfaction of the Court, that the said James Cameron has not paid the cost on the Rule granted herein against him at the last term of this court, and he having failed to shew sufficient cause why he does not do so. It is therefore considered by the Court that the said Wilkie & Fuller recover of the said James Cameron the costs herein expended by reason of the rule aforesaid and all costs expended therein, to be taxed by the clerk and that an execution issue against the said James Cameron for the same. —

Coleman Harrell
against
Nathaniel Stringfield

Pff
Deft

} Rule against James Cameron late Sheriff of Des moines County. —

It appearing to the satisfaction of the court, that the said James Cameron has not paid the cost on the rule granted herein against him at the last term of this court, and he having failed to shew sufficient cause why he does not do so, It is therefore considered by the court that the said Nathaniel Stringfield recover of the said James Cameron the costs herein expended by reason of the rule aforesaid and also all costs expended herein to be taxed by the clerk and that an execution issue against the said James Cameron for the same. —

Richard Kirshbaum
against
Hogan & Thompson

Pff
Deft

} Rule against James Cameron late Sheriff of Des moines County. —

It appearing to the satisfaction of the court, that the said James Cameron has not paid the costs on the rule granted herein against him at the last term of this court, and he having failed to shew sufficient cause why he does not do so. It is therefore considered by the court that the said Hogan & Thompson recover of the said James Cameron the costs herein expended by reason of the rule aforesaid and also all costs expended herein to be taxed by the clerk, and that an execution issue against the said James Cameron for the same. —

Richard Kirshbaum
against
Hogan & Thompson

Pff
Deft

} Rule against James Cameron late Sheriff of Des moines County. —

It appearing to the satisfaction of the Court, that the

said James Cameron has not paid the cost on the rule granted herein against him at the last term of this court and he having failed to shew sufficient cause why he does not do so— It is therefore considered by the court that the said Hogan & Thompson recover of the said James Cameron the costs herein expended by reason of the rule aforesaid and also all costs expended herein to be taxed by the clerk and that an execution issue against the said James Cameron for the same.—

James Settle — Pltff
against
Joab Henson — Deft

Rule against James Cameron late Sheriff of Desmoines County

It appearing to the satisfaction of the court that the said James Cameron has not paid the Cost on the rule granted herein against him at the last term of this court and he having failed to shew sufficient cause why he does not do so— It is therefore considered by the court that the said Joab Henson recover of the said James Cameron the costs herein expended by reason of the rule aforesaid and also all costs expended herein to be taxed by the clerk and that an execution issue against the said James Cameron for the same —

Chauncey Beaman — Pltff
against
Samuel M. McBalle — Deft

Rule against James Cameron late Sheriff of Desmoines County.—

It appearing to the satisfaction of the court that the said James Cameron has not paid the cost on the rule granted herein against him at the last term of this court and he having failed to shew sufficient cause why he does not do so— It is therefore considered by the court that the said Samuel M. McBalle recover of the said James Cameron the costs herein expended by reason of the rule aforesaid and also all costs expended herein to be taxed by the clerk and that an execution issue against the said James Cameron for the same.—

Silas A. Hudson — Pltff
against
James Brentlinger — Deft

Rule against James Cameron late Sheriff of Desmoines County.—

It appearing to the satisfaction of the court that the said James Cameron has not paid the cost on the rule granted herein against him at the last term of this court, and he having failed to shew sufficient cause why he does not do so— It is therefore considered by the court that the said James Brentlinger recover of the said James Cameron the costs herein expended by reason of the rule aforesaid and also all costs expended herein to be taxed by the clerk and that an execution issue against the said James Cameron for the same.—

John C. Sleeth
against
Jacob Cutler administrator of the Estate of George W. Cutler deceased

Pff
Dft

Rule against James Cameron late Sheriff of Desmoines County.—

It appearing to the satisfaction of the Court that the said James Cameron has not paid the cost on the rule granted herein against him at the last term of this Court, and he having failed to shew sufficient cause why he does not do so— It is therefore considered by the Court that the said John C. Sleeth recover of the said James Cameron the costs herein expended by reason of said rule, and also all costs expended herein to be taxed by the Clerk and that an execution issue against the said James Cameron for the same.—

John C. Sleeth
against
Jacob Cutler administrator of the Estate of George W. Cutler deceased

Pff
Dft

Rule against James Cameron late sheriff of Desmoines County.—

It appearing to the satisfaction of the Court that the said James Cameron has not paid the cost on the rule granted herein against him at the last term of this Court, and he having failed to shew sufficient cause why he does not do so— It is therefore considered by the Court that the said John C. Sleeth recover of the said James Cameron the costs herein expended by reason of the rule aforesaid, and also all costs expended herein to be taxed by the clerk and that an execution issue against the said James Cameron for the same.—

Ordered that Court adjourn until to morrow morning 9 o'clock.—

J. S. Wilson } Associate Judges
J. S. Williams } Supt Court.

Wednesday January 3rd. 1844 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate Justices
Thomas S. Wilson }

David Clark
against
Josiah Parvin

Pff in Error
Dft in Error

Writ of Error to the Judgment of the District Court of Muscatine County

It appearing to the satisfaction of the court that the said Plaintiff in Error has departed this life since the suing out of the writ of Error herein, It is therefore ordered by the court that this suit abate as per his death, and on motion of Stephen Whicher Esqr. attorney for the [illegible] it is ordered by this court that this suit be revived in

the name of Charles Matloon administrator of the Estate of the said David Clarke deceased. —

William R. Keen — Pff in Error
against
Robert Stewart — Deft in Error

} Writ of Error to the Judgment of the District Court of Muscatine County. —

On motion of the plaintiff in Error by his attorney, a rule is granted him herein against Walter Butler Sheriff of Johnson County returnable forthwith to shew cause if any he can why he does not return in to this court the writ of Scire facias which was placed in his hands by the said plaintiffs attorney —

Calhill & Stone — Pff in Error
against
William A. Walker — Deft in Error

} Writ of Error to the Judgment of the District Court of Lee County. —

This day came the Defendant in Error by his attorney and moved the Court to dismiss the writ of Error herein for reasons on file, which motion being heard by the court was sustained — It is therefore considered by the court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below accordingly, and that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court and that an execution issue for the same. —

United States — Pff in Error
against
Antoine Lore Et al — Defts in Error

} Writ of Error to the Judgment of the District Court of Dubuque County. —

This day came the parties aforesaid by their attorneys, and on motion of the Defts in Error, It is ordered by the court that this cause be docketted a second time in the name of the said Defts in Error against the plaintiff in Error, and by consent of the Counsel the Manuscript filed in this cause, is to be used in both cases. —

Hallock & Cook — Pff in Error
against
D. B. Smith — Deft in Error

} Writ of Error to the Judgment of the District Court of Scott County. —

On motion of the plaintiffs in Error by their Attorney, It is ordered by the court that the writ of Error herein be dismissed and that a writ of procedendo issue to the court below accordingly, and that the Defendant in Error recover of the plaintiffs in Error the costs herein expended in this court and that an execution issue for the same. —

Lowe & Hickok — Pff in Error
against
Jacob Gauby — Deft in Error

} Writ of Error to the Judgment of the District court of Desmonies County. —

This day came the parties aforesaid by their attorneys and this cause now coming on to be heard, the court took the same under advisement. —

Cornelius Cravens, Pff in Error; Writ of Error to the Judgment of the District Court of
against
Emily Cravens et al. Defts in Error; Van Buren County

This day came the parties aforesaid by their attorneys, and thereupon the Defendants moved the court to dismiss the Writ of Error herein for reasons on file, which motion being heard, and the Court being sufficiently advised of and concerning the same, do order that said motion be overruled. —

William L. Cook, Pff in Error; Writ of Error to the Judgment of the District Court of
against
Ricker & Bartlett, Defts in Error; Scott County. —

This day came the parties aforesaid by their Attorneys, and thereupon the Defts. moved the court to dismiss the Writ of Error herein for reasons on file, which motion being heard, and the court being sufficiently advised of and concerning the same, do order that said motion be overruled. —

Cyprus Cox & wife, Pffs in Error; Writ of Error to the Judgment of the District Court of
against
Stephen Bunker & wife, Defts in Error; Washington County

This day came the parties aforesaid by their Attorneys, and this cause now coming on for hearing, and the court being now sufficiently advised of and concerning the premises, affirm the Judgment of the Court below — It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a Writ of Procedendo issue to the Court below accordingly, and that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this Court and that an execution issue for the same. —

Jesse Wright, Pff in Error; Writ of Error to the Judgment of the District Court of
against
Martin A. Britton, Deft in Error; Van Buren County. —

This day came the parties aforesaid by their Attorneys, and this cause now coming on to be heard, the Court took the same under advisement —

Edwin Moffitt, Pff in Error; Writ of Error to the Judgment of the District Court of Washington County
against
Edwin S. Stanfield, Deft in Error

It is ordered by the court that this cause be continued until the next term of this court. —

Alexander A. Wilson, Compet; In Chancery — An appeal from the Decree of the District Court of Jefferson County. —
against
Joseph Dugheel, Deft

It is ordered that this cause be continued until the next term of this court. —

James McKell
against
Josiah Field wife

Pff in Error } writ of Error to the Judgment of the District Court of
Deft in Error } Scammons County.

This day came the parties aforesaid by their attorneys and on motion of the Defendants in Error, It is ordered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the Defendants in Error recover of the Plaintiff in Error the costs herein expended in this court and that an execution issue for the same.

Elias P. Chords Admrx
against
George McCloy

Pff in Error } writ of Error to the Judgment of the District court of
Deft in Error } Cedar County

This day came the parties aforesaid by their attorneys and this cause coming on to be heard, the same is taken under advisement by the court. —

Peter Moore
against
Williams G. Rose

Pff in Error } writ of Error to the Judgment of the District court of
Deft in Error } Scammons County

It is ordered by the court that this cause be continued until the next term of this court. —

Joseph Echard
against
Thomas S. Summers

Pff in Error } writ of Error to the Judgment of the District court of
Deft in Error } Scammons county

The plaintiff in this cause failing further to prosecute ~~this cause~~, It is therefore considered by the court that the writ of Error herein be dismissed for the want of prosecution, and that the Deft. in Error recover of the plaintiff in Error the costs herein expended in this court and that an execution issue for the same. It is further ordered that a writ of procedendo issue to the court below according to law. —

John Smith
against
Smith & Johnson

Pff in Error } writ of Error to the Judgment of the District court of
Defts in Error } Johnson County. —

This day came the parties aforesaid by their attorneys, and this cause now coming on for hearing, the court took the same under advisement. —

John Daugherty
against
Bridgman & Partridge

Pff in Error } writ of Error to the Judgment of the District court of
Defts in Error } Washington County.

This day came the parties aforesaid by their attorneys and this cause coming on for hearing, the court took the same under advisement. —

Albert McAnulty use &c. Pff's in Error } writ of Error to the Judgment
against } of the District Court of
A. W. Moore & Co. Et. al. Defts in Error } Desmonies County.

This day came the parties aforesaid by their attorneys and this cause coming on for hearing, the court took the same under advisement ——

United States Pff's } Certiorari to the Judgment of the
against } District Court of Desmonies County.
Martin Miller Deft }

This day came the parties aforesaid by their attorneys and this cause coming on to be heard, the court took the same under advisement ——

Joseph M. Parker Pff's in Error } writ of Error to the Judgment
against } of the District Court of
Richard Stewart Deft in Error } Jefferson County. ——

It is ordered that this cause be continued until the next term of this court. ——

Ordered that court adjourn until tomorrow morning 9 o'clock. ——

Charles Mason
Chief Justice &c

Thursday January 4th 1844 court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate Justices
Thomas S. Wilson }

Jeremiah Burge Pff's in Error } writ of Error to the Judgment
against } of the District Court of
Burns & Snyder Defts in Error } Muscatine County. ——

This day came the parties aforesaid by their Attorneys, and thereupon the Defendants moved the court to dismiss the writ of Error herein for reasons on file, which motion being heard by the court and the court being now sufficiently advised of and concerning the premises delivered an opinion overruling said motion — It is therefore ordered by the court that said motion be overruled and thereupon the parties herein submitted this cause to the court. —

John McConnell. Elder & c. Compt — In Chancery, An appeal
against } from the Decree of the District
A. R. Gardner Deft } Court of Johnson County. —

This day came the parties aforesaid by their Solicitors and this cause now coming on for further hearing and the court being now sufficiently advised of and concerning the premises, delivered an opinion affirming the decree of the court below, It is therefore considered by the Court that the Injunction granted the said complainant in this cause be dissolved, and that the complainants bill be dismissed and that the complainant pay to the Defendant the costs herein expended as well in the Court below as in this Court, and that an execution issue for the same. —

Henry Moore Deft in Error } Writ of Error to the Judgment
against } of the District Court of
Bridgman & Partridge Defts in Error } Des moines County —

This day came the Defendants in Error by their attorney and on his motion, It is ordered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue accordingly to the Court below. and it is further considered by the court that the ~~Defendants~~ in Error Recover of the plaintiff in Error the costs herein expended in this court and that an execution issue for the same. —

Jacob Marshall Et al Complts } In Chancery, An appeal from the
against } Decree of the District Court
John D. Bush Deft } of Dubuque County. —

This day came the parties aforesaid by their solicitors, and this cause now coming on for further hearing, and the court being now sufficiently advised of and concerning the premises delivered an opinion affirming the decree of the court below. It is therefore ordered and decreed that the decree of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the Defendant pay to the complainants the costs herein expended in this court and that an execution issue therefor. —
And on motion of the Complainants leave is given them to withdraw the bonds filed in this cause. —

William Phillips Pff in Error } Writ of Error to the Judgment
against } of the District Court of
John Runnels Deft in Error } Jackson County. —

On motion of the plaintiff by his attorney a rule is granted him herein against the sheriff of Jackson County returnable forthwith to shew cause if any he can why he does not return to this court the writ of Scire facias that issued in this cause and placed in his hands to execute. —

William L. Cook Pff in Error } Writ of Error to the Decree of
against } the District Court of
Ricker & Bartlett Defendants in Error } Scott County. —

This day came the parties aforesaid by their attorneys and on

now coming on for hearing, the court took the same under advisement. —

William Long
against
Gabriel Long use &c. } Plff in Error, Deft. in Error } writ of Error to the Judgment of the District Court of Muscatine County. —

This day came the parties aforesaid by their attorneys and this cause now coming on for hearing the court took the same under advisement. —

Cornelius Cravens
against
Emily Cravens et al } Plff in Error, Defts in Error } writ of Error to the Judgment of the District Court of Van Buren County

This day came the parties aforesaid by their attorneys and this cause now coming on for hearing, the Court took the same under advisement. —

Charles Blake
against
John D. Bush } Plff in Error, Deft in Error } writ of Error to the Judgment of the District Court of Dubuque County. —

On motion of the Defendant in Error by his attorney, It is ordered that a writ of Certiorari issue to the Clerk of the court below requiring him forthwith to certify and send up to this court a more full and complete transcript of the record and proceedings had in this cause in the court below - and it is ordered that this cause be continued until the next term of this court. —

James M. Clark use of Louisa County
against
John O. Laughlin } Plff in Error, Deft. in Error } writ of Error to the Judgment of the District Court of Louisa County

This day came the parties aforesaid by their Attorneys, and thereupon the plaintiff moved the court to set aside the order and judgment rendered in this cause at the last term of this court for reasons on file which motion being heard was sustained, It is therefore ordered by the court that the order and judgment rendered in this cause at the last term of this court be and the same is hereby set aside and annulled, and it is further ordered that the writ of procedendo which issued in pursuance of said judgment be returned to the clerk of this court by the clerk of the court below, — and this cause now coming on for hearing and the court being now sufficiently advised of and concerning the premises delivered an opinion reversing the ~~opinion~~ judgment of the court below, It is therefore considered by the court that the judgment of the court below be reversed, and as per agreement of the Counsel filed, It is now considered by the court that the plaintiff recover of said Defendant in Error the sum of Three Hundred and twenty six Dollars and sixteen cents in damages with interest thereon at the rate of twenty per cent per annum from this time until paid, and also the costs herein expended as well in this court as in the court below, and that execution issue therefor.—

Curtis Bates Esqr. this day announced to this Court the painful intelligence of the death of William L. Reagan Esqr. one of the Attorneys of this Court, and moved the court, to adjourn until tomorrow at 2 oclock P.M. as a testimony of respect to the deceased and to afford an opportunity to the members of the bar and Court to attend his funeral —

Whereupon It is ordered that Court adjourn until to=morrow 2 oclock P.M.

Charles Mason
Chief Justice

Friday January 5. 1844. Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate Justices
Thomas S. Wilson }

The United States } Pltff
against } Certiorari to the Judgment of the
Martin Hiler impleaded with } Deft } District Court of Desmoines County
Elizabeth Hiler }

This day this cause came on for further hearing and the court being now sufficiently advised of and concerning the premises, affirm the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed. —

Peter D. Harman } Pltff in Error } writ of Error to the Judgment
against } of the District Court of
William Goodrich } Deft in Error } Johnson County. —

This day this cause came on for further hearing, and the court being now sufficiently advised of and concerning the premises affirm the Judgment of the court below — It is therefore considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court and that an execution issue for the same. —

Solomon Hedrick } Pltff in Error } writ of Error to the Judgment
against } of the District Court of
Jacob Gauby } Deft in Error } Desmonies County. —

This day this cause came on for further hearing, and the court being now sufficiently advised of and concerning the premises reverse the Judgment of the court below, It is therefore considered by the court

that the Judgment of the Court below be reversed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the said plaintiffs in Error recover of the said Defendant in Error the costs herein expended in this court and that an execution issue for the same.—

William Long
against
Gabriel Long use &c. } Pff in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Mercer County.—

This day this cause came on for further hearing ~~herein~~ and the court being now sufficiently advised of and concerning the premises, dismiss the writ of Error herein — It is therefore considered by the Court that the Writ of Error herein be dismissed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court and that an execution issue therefor. —

Cornelius Cravens
against
Emily Cravens Et al. } Pff in Error, Defts in Error } Writ of Error to the Judgment of the District Court of Van Buren County.—

This day this cause came on for further hearing, and the court being now sufficiently advised of and concerning the premises, affirm the Judgment of the Court below— It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court, and that an execution issue for the same. —

Jesse Wright
against
Martin A. Britton } Pff in Error, Deft in Error } Writ of Error to the Judgment of the District Court of Van Buren County. —

This day this cause came on for further hearing and the court being now sufficiently advised of and concerning the premises, affirm the Judgment of the Court below— It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court, and that an execution issue for the same. —

Jeremiah Burge
against
Burnes & Snyder } Pff in Error, Defts in Error } Writ of Error to the Judgment of the District Court of Muscatine County.

This cause this day now coming on for further hearing and the court being sufficiently advised of and concerning the premises, affirm the Judgment of the Court below, It is therefore considered by the court that the Judgment of the court below

be affirmed and that a mit of procedendo issue to the court below accordingly and it is further considered by the court that the Defendants in Error recover of the plaintiff in Error the costs herein expended in this court, and that an execution issue for the same.—

Benjamin R. Pelrikin assignee &c. Complt
against
Timothy Davis Dft. } In Chancery, An appeal from the Decree of the District Court of Dubuque County.—

This day came the parties aforesaid by their Solicitors, and this cause now coming on for further hearing and the court being now sufficiently advised of and concerning the premises, delivered an opinion affirming the Decree of the court below, It is therefore ordered and decreed by the court, that the Decree of the court below be affirmed and that a mit of procedendo issue to the court below accordingly, and it is further decreed and ordered by the court that the complainant pay to the Defendant the costs herein expended in this court, and that an execution issue for the same. And thereupon the said Complainant gave notice of his intention of appealing from the Decree of this court, to the Supreme Court of the United States.—

Silas W. Farber & others
against
Alexander Levi Dft } Complts In Chancery, An appeal from the Decree of the District Court of Dubuque County.—

This day came the parties aforesaid by their Solicitors, and this cause now coming on for further hearing and the court being now sufficiently advised of and concerning the premises, delivered an opinion affirming the decree of the court below, It is therefore decreed and ordered by the court that the decree of the court below be affirmed, and on motion of the complainants, It is ordered by the court that the said complainants bill herein be dismissed without prejudice— Therefore it is ordered that the complainants pay to the Defendant the costs herein expended in this court, and that an execution issue for the same.—

Albert Hurds
against
The President, Directors and Company of the Dubuque County Bank } Dfts Complts In Chancery, An appeal from the Decree of the District Court of Dubuque County.—

This day came the parties aforesaid by their solicitors, and this cause now coming on for further hearing and the court being now sufficiently advised of and concerning the premises delivered an opinion affirming the Decree of the court below— It is therefore considered by the court that the Decree of the court below be affirmed and that a mit of procedendo issue to the court below accordingly and it is further considered that the complainant pay to the Defendants the costs herein expended in this court and that an execution issue for the same.—

The United States
against
Henry C. Switzer
Pff's } Writ of Error to the Judgment of the District Court of Cedar
Deft } County. —

This day came the parties aforesaid by their Attorneys and this cause coming on to be heard and the Court having took the same under advisement. —

Eliza Ann Bunnell Et al
against
James McDaniel
Pffs in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Louisa County. —

On motion of the plaintiffs in Error by their attorney, a rule is granted them herein returnable forthwith against the Clerk of the District Court of Louisa County to show cause if any he can why he does not return to this Court the Writ of Error sued out in this cause by said plaintiffs and filed in his office —

Robert Lucas
against
George B. Waller
Pff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Muscatine County. —

This day came the parties aforesaid by their attorneys, and this cause now coming on to be heard, the Court took the same under advisement. —

J & O. Bernard
against
John A. Parvin
Pffs in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Muscatine County. —

This day came the parties aforesaid by their attorneys and this cause now coming on to be heard, the Court took the same under advisement. —

Theadore S. Parvin
against
Joseph J. Hoopes
Pff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Muscatine County —

This day came the parties aforesaid by their Attorneys, and by consent of parties the plaintiff has leave granted him by the Court to amend his assignment of Errors herein, and thereupon this cause now coming on to be heard, the Court took the same under advisement. —

John F. Webb
against
Philip Mauro
Pff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Des moines County. —

This day came the parties aforesaid by their Attorneys and this cause now coming on for hearing the Court took the same under advisement —

John F. Webb et al
against
Philip Mauro

Plffs in Error } Writ of Error to the Judgment of the District Court of Desmonies County.
Deft in Error }

This day came the parties aforesaid by their Attorneys and this Cause now coming on for hearing the Court took the same under advisement. —

Jacob Marshall & others
against
John D. Bush

Compltg } In Chancery An appeal for the Decree of the District Court of Dubuque County. —
Deft }

This day came the Defendant by his solicitor, and gave notice of his intention of appealing from the Decree of this Court rendered herein to the Supreme Court of the United States —

John Warburton et al
against
Edmund Mattox et al

Compltg } In Chancery An appeal from the Decree of the District Court of Dubuque County —
Defts }

This day came the Defendants by their solicitor, and gave notice of their intention of appealing from the Decree of this Court rendered herein to the Supreme Court of the United States. —

Ordered that Court adjourn until tomorrow morning 9 o'clock. —

Charles Mason
Chief Justice

Saturday Morning January 6. 1844 Court met pursuant to adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate Justices
Thomas S. Wilson }

Theadore S. Parvin
against
Joseph J. Hoopes

Plff in Error } Writ of Error to the Judgment of the District Court of Muscatine County —
Deft in Error }

This day this Cause came on for further hearing, and the Court being now sufficiently advised of and concerning the premises, affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue accordingly — and it is further Considered by the Court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court, and that an execution issue for the same. —

John Daugherty
against
Bridgman & Partridge

Plff in Error
Defts in Error

} writ of Error to the Judgment of the District Court of Washington County.—

This Cause this day came on for further hearing and the Court being now sufficiently advised of and concerning the premises affirm the Judgment of the Court below, It is therefore Considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Defendants in Error recover of the Plaintiff in Error the Costs herein expended, in this Court & that an execution issue for the same.—

John Smith
against
Smith & Johnson

Plff in Error
Deft in Error

} writ of Error to the Judgment of the District Court of Johnson County.—

This Cause this day came on for further hearing and the Court being now sufficiently advised of and concerning the premises, affirm the Judgment of the Court below,— It is therefore considered by the court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further Considered by the Court that the Defendants in Error recover of the plaintiff in Error the Costs herein expended in this Court and that an execution issue for the same.—

The United States
against
Henry C. Switzer

Plff
Deft

} writ of Error to the Judgment of the District Court of Cedar County.—

This cause this day coming on for further hearing and the Court being now sufficiently advised of and concerning the premises affirm the Judgment of this Court below— It is therefore considered by the court that the Judgments of the Court below be affirmed— that a writ of procedendo issue to the court below accordingly.

Robert Lucas
against
George B. Walker

Plff in Error
Deft in Error

} writ of Error to the Judgment of the District Court of Muscatine County.—

This cause this day coming on for further hearing and the Court being now sufficiently advised of and concerning the premises, affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the Plaintiff in Error the Costs herein expended in this Court and that an execution issue for the same.—

Robert Lucas
against
Robert S. Chalfant

Plff in Error
Deft in Error

} writ of Error to the Judgment of the District Court of Muscatine County.—

This day came the parties aforesaid by their attorneys and

this cause now coming on to be heard, and the court being now sufficiently advised of and concerning the premises affirm the Judgment of Court below, It is therefore considered by the court that the Judgment the Court below be affirmed, and that a writ of procedendo issue accordingly to the court below, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court and that an execution issue for the same. —

Thomas S. Batelle
against
J. Bridgman & Co.

Pffs in Error } Writ of Error to the Judgment of the District Court of
Defts. in Error } Monroe County. —

This day came the parties aforesaid by their attorneys, and thereupon the Defendants moved the court to dismiss the writ of Error herein for reasons on file which motion being heard, and the court being now sufficiently advised of and concerning the premises, do order that said motion be overruled. —

J. Bennett & Co.
against
James Davis

Pffs Writ of Error to the Judgment of the District court of Monroe
Deft in Error } County. —

This day came the parties aforesaid by their attorneys and thereupon the Defendant moved the court to reject the Bill of exceptions taken in this cause in the court below, for reasons on file, which motion being heard and the court being sufficiently advised of and concerning the premises do order that said motion be overruled —

Absent the Honorable Joseph Williams. —

Jonas Clark et al
against
White & Smith

Pffs in Error } Writ of Error to the Judgment of the District court of
Defts in Error } Monroe County. —

This day came the parties aforesaid by their attorneys, and thereupon the Defendants moved the court to dismiss the writ of Error herein for reasons on file, which motion being heard, and the court being now sufficiently advised of and concerning the premises, do order that said motion be overruled. —

Present the Honorable Joseph Williams —

John C. Sheppard et al
against
John Wilson

Pffs in Error } Writ of Error to the Judgment of the District court of
Deft in Error } Scott County. —

This day came the parties aforesaid by their attorneys and thereupon the Defendant in Error moved the court to reject the bill of exceptions taken in the court below and copied into the transcript filed herein for reasons on file, which motion being heard by the court, and the court being now sufficiently advised of and concerning the same, do order that said motion be sustained, It is therefore ordered by the Court that the said bill of Exceptions be rejected — and thereupon the Defendant moved the court to dismiss the first writ of Error

for reasons on file, which motion being heard by the Court, and the Court being now sufficiently advised of and concerning the premises, do order that said motion be overruled — and on motion of said Defendant a writ of Certiorari is awarded him herein, directed to the clerk of the District Court of Scott county requiring him to certify and send up forthwith a more true and perfect transcript of the record and proceedings had in the Court below. —

Margaret McMahan, an infant &c. Complt's } In Chancery, An appeal from
against } the Decree of the District Court
Amos Ladd &c. Defts. } of Dearborn County. —

This day came the Defendants by their Solicitor David Rorer Esqr. and filed herein a certificate of the Clerk of the Court below as required by Law, and thereupon on motion of said Defendants, It is ordered by the Court that the appeal herein be dismissed and that a writ of procedendo issue to the Court below accordingly, and it is further ordered that the Complainant pay to the Defendants the costs herein expended in this Court and that an execution issue for the same. —

Thomas D. Gray Appellant } An appeal from the
against } Judgment of the District Court
The Board of County Comrs. of Jefferson County — Appellee } of Jefferson County. —

This day came the Appellees by their Attorney and filed herein a certificate of the Clerk of the Court below as required by law, and thereupon on motion of said Appellees, It is Considered by the Court that the appeal herein be dismissed, and that a writ of procedendo issue to the Court below accordingly, and it further considered by the Court that the Appellees recover of the Appellant the costs herein expended in this Court, and that an execution issue for the same. —

George Eley Plff in Error } Writ of Error to the Decree
against } of the District Court of
James M. Bell et al Defts in Error } Desmoines County. —

This day came the parties aforesaid by their Solicitors and this cause coming on to be heard and the Court having heard the arguments of Counsel, took the same under advisement. —

Caleb A. Boothe et al Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Thomas Brophy et al Defts in Error } Jones County. —

This day came the parties aforesaid by their Attorneys and this cause now coming on for hearing, and the Court having heard the arguments of Counsel on both sides, took the same under advisement. —

Silas Skeight Et.al
against
Woods, Christy & Co.

Pff's in Error } Writ of Error to the Judgment of the District Court of
Deft's in Error } Van Buren County. —

On motion of the Defendants in Error by their attorney a rule is granted them herein against the Plaintiffs in Error, that unless they file an assignment of Errors herein on or before Monday next the writ of Error herein will be dismissed and a writ of procedendo awarded accordingly. —

Enos Lowe
against
William S. Edgar

Pff } An agreed case from the District Court of
Deft } Des moines County. —

This day came the parties aforesaid by their attorneys and thereupon on the plaintiff's filed agreement between the parties herein, and on his motion, It is ordered by the Court, that this cause be placed on the docket of this court, and this cause now coming on to be heard, the court took the same under advisement. —

Norton Munger admr &c. Pff's in Error } Writ of Error to the Judgment of the District Court of
against
Richard Noble Deft in Error } Des moines County. —

On motion of the Defendant in Error by his attorney, a writ of Certiorari is awarded herein directed to the Clerk of the District Court of Des moines County requiring him forthwith to certify and send up to this Court, a more full and complete transcript of the record and proceedings had in this cause in the Court below. —

Stephen B. Parker
against
David Meigs

Plaintiff } An agreed case from the District Court of
Defendant } Jefferson County. —

This day came the plaintiff by his attorney and on his motion it is ordered by the court that the judgment rendered in this cause at the last January Term of this court be set aside and annulled, and that the execution which issued on said judgment be quashed, and it is further ordered that the money collected on said execution by the Sheriff of Jefferson County be returned by him to the said David Meigs — and this cause now coming on for hearing and the Court being now sufficiently advised of and concerning the premises, decided an opinion affirming the judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly — and it is further considered by the Court that the Defendant recover of the plaintiff the costs herein expended in this Court and that an execution issue for the same. —

James P. Carleton Esqr this day presented certain Resolutions of the members of the bar, which is ordered by the Court to be recorded and are as follows towit —

At a meeting of the members of the Bar of Iowa Territory holden at the Capitol in Iowa City, on the 4th day of January A.D. 1844, the Hon. Joseph Williams was called to the Chair and M. G. Woodward, was chosen Secretary —

Col. J. P. Carleton having stated the object of the meeting, upon his motion it was voted that a committee of five be appointed to present resolutions relative to the object of the meeting; and Messrs Carleton, Starr, Hall, Lowe, and Rogers, were appointed the Committee —

The above Committee reported the following resolutions:

Resolved, That we receive the intelligence of the death of Brother Wm. G. Reagan, late a member of the Bar at Iowa City, with the deepest regret —

Resolved, That by his death the Bar has been deprived of an ornament, the community of a valuable citizen and ourselves of an undeviating friend —

Resolved, That we take this opportunity to express our condolence with the surviving partner and relatives generally of the deceased upon their bereavement and of bearing our testimony to his many virtues —

Resolved, That we testify our respect for the memory of the deceased by wearing the usual badge of mourning for thirty days. —

which resolutions were adopted —

On motion it was — Resolved That the Court and Bar will attend the funeral of the deceased. —

Voted, That a copy of the above proceedings be presented to the widow of the late Wm. G. Reagan and that a Committee be appointed to present the same in behalf of this meeting; Messrs Bates and Rorer were appointed such committee. —

Mr. J. G. Hall pronounced the death of Oliver Weld Esqr and Thomas Payne Esqr since the last term of the Supreme Court, and offered the following resolutions;

Resolved, That we learn with deep regret the recent decease of Thomas Payne Esqr and Oliver Weld Esqr of Keasaugua members of the bar of this Court —

Resolved, That in the decease of these two gentlemen, we feel that not only the members of the Bar, but the Territory has sustained a great loss and that we hereby tender to their surviving freinds our condolence —

On motion it was voted, That the proceedings of this meeting be signed by the Chairman and Secretary and published in this City —

On motion it was voted, That a copy of the proceedings of this meeting be presented to the Supreme Court now in session, with a request that they be spread upon the records. —

On motion voted, That James P. Carleton present a copy of the proceedings of this meeting to the Supreme Court pursuant to the foregoing vote — Supreme Court Room, Iowa City January 4. 1844 —

M. G. Woodward Secretary — J. Williams Chairman

Ordered Court adjourn until Monday morning
9 o'clock. —

Charles Mason
Chief Justice

Monday morning January 8. 1844 Court met pursuant
to adjournment.

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate Justices
Thomas S. Wilson }

William G. Knight
against
A. Fox

Pltff in Error } writ of Error to the Judgment
Deft in Error } of the District Court of
Scott County. —

This day this cause coming on for further hearing and the Court being now sufficiently advised of and concerning the premises affirm the judgment of the Court below — It is therefore considered by the Court that the judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the plaintiff in Error ~~herein~~ the costs herein expended in this Court, and that an execution issue for the same. —

Jas. A. Bernard
against
John A. Parvin

Pltff in Error } writ of Error to the Judgment
Deft in Error } of the District Court of
Muscatine County. —

This cause this day coming on for further hearing and the Court being now sufficiently advised of and concerning the premises reverse the judgment of the court below — It is therefore considered by the court that the judgment of the court below be reversed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the plaintiffs recover of the Defendant in Error the costs herein expended in this court and that an execution issue for the same. —

Phebe Chord Admr. of the estate of
Elias P. Chord deceased —
against
George McCoy

Pltff in Error } writ of Error to the
Judgment of the
District Court of
Cedar County. —
Deft in Error }

This cause this day coming on for further hearing and the Court being now sufficiently advised of and concerning the premises, affirm the judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court and that an exe-

William Wilson
against
Joseph Webster

Pff in Error
Dft in Error

} writ of Error to the Judgment of the District Court of Lee County.—

This cause this day came on for further hearing, and the court being now sufficiently advised of and concerning the premises, affirmed the Judgment of the court below, It is therefore considered by the Court that the Judgment of Court below be affirmed, and that a writ of procedendo issue accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court and that an execution issue for the same.—

Henry E. Dritze
against
John Gowdy

Pff in Error
Dft in Error

} writ of Error to the Judgment of the District Court of Cedar County.—

This day came the plaintiff in Error and gave notice of his intention of filing a petition for a rehearing of this cause.—

Jonas Clark Et al
against
White & Smith

Pff in Error
Dft in Error

} writ of Error to the Judgment of the District court of Muscatine County.—

This day came the Defendants by their attorney, and on their motion and it appearing to the satisfaction of the Court that the rule herein granted against said plaintiffs in Error at the last term of this Court, has not been complied with. It is therefore considered by the Court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendants in Error recover of the plaintiffs in Error the sum of twenty Eight Dollars and thirty two cents being Eight per cent damages on the amount of the Judgment of the court below, and also the costs herein expended in this court and that an execution issue for the same.—

John A. Bragg
against
Robert Gray

Pff in Error
Dft in Error

} writ of Error to the Judgment of the District court of Louisa County.—

This day came the parties aforesaid by their attorneys and by their agreement, It is ordered by the Court that Jacob S. Rinearson the assignee of the pff in Error in Bankruptcy be substituted as plaintiff in Error— and it is further ordered that this cause be continued until the next term of this court.—

Lawrence Maloney
against
United States use of Board of Comrs. &c.

Pff in Error
Dft in Error

} writ of Error to the Judgment of the District Court of Dubuque County.—

This day came the parties aforesaid by their attorneys and this cause now coming on to be heard, & the court having heard the arguments of Counsel on both sides, the court took the same under advisement.—

The United States
against
Antoine Sow Et al
and
Antoine Sow Et al
against
The United States

Pff in Error } writ of Error to the Judgment of the District Court of Dubuque County. —
Defts in Error }

Pff in Error } writ of Error to the Judgment of the District Court of Dubuque County. —
Defts in Error }

This day came the parties aforesaid in the two above named causes, and by their mutual agreement, a waiver is made in these cases of the rules of this Court, requiring a copy of the briefs, arguments, and authorities or points to be furnished the opposite party. — and thereupon Timothy Davis Esqr. one of the Attorneys for ~~one~~ the said Antoine Sow and others suggest the following deminution of the record filed in these cases to wit, "On the trial of this Cause, the defendants filed a bill of exceptions, to the charge of the court in this court, that the Court refused to give the instructions prayed for by the Defendants except the first instruction, and instructed the jury as in said record is set forth to that said instructions as prayed for by Defts are truly set forth in the charge of the court in the record, except the 5th. which should have the words "For mining purposes" inserted in said instructions immediately after the words "Iowa Territory" in the third line of said instructions — That said defendants on the trial of said Cause also filed a bill of exceptions to the decision of the Court in, overruling their motion in arrest of Judgment — and thereupon on his motion a writ of certiorari is awarded him herein to the Clerk of the District Court of Dubuque County requiring him forthwith to certify and send up to this court a perfect record in the above particulars — and thereupon these causes now coming on to be heard, and the court having heard the arguments of Counsel took the same under advisement. —

Jesse Romain
against
The Board of County Comrs of Muscatine County

Pff in Error } writ of Error to the Judgment of the District Court of Muscatine County. —
Defts in Error }

This day came the parties aforesaid by their attorneys & thereupon the Defendants in Error moved the court to dismiss the writ of Error herein for reasons on file, which motion being heard, and the court being now sufficiently advised of and concerning the premises do order that said motion be overruled. —

Norton Munger adm. &c.
against
Richard Noble

Pff in Error } writ of Error to the Judgment of the District court of Dearborn County. —
Deft in Error }

On motion of the Defendant in Error by his attorney, It is ordered by the court that this cause be continued untice the next term of this court. —

Marc Kain, Chas Lee Chas Lee & Chas Lee & Chas Lee Plff in Error } Writ of Error to the Judgment of the District Court of Dubuque County.
against
The United States Deft in Error }

This day came the parties aforesaid by their Attorneys, and this cause now coming on for hearing and the Court having heard the arguments on both sides took the same under advisement.—

Ordered Court adjourn until tomorrow morning 9 o'clock.—

Charles Mason
Chief Justice

Tuesday Morning January 9th 1844 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate Justices
Thomas S. Wilson }

Ezekiel Hale Plff in Error } Writ of Error to the Judgment of the District Court of
against Jefferson County.
James Caldwell Deft in Error }

This day came the Defendant in Error by his Attorney, and filed herein a certificate of the Clerk of the Court below as required by law. and on his motion, It is considered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the plaintiff in Error the sum of Two Dollars and twenty Cents being ten per cent damages on the amount of the Judgment of the Court below, and also the costs herein expended as well in this Court as the and that an execution issue therefor.—

Olivier Clark Plff in Error } Writ of Error to the Judgment of the District Court of
against
John J. Gibson Deft in Error } Linn County.—

This day came the parties aforesaid by their Attorneys and this cause now coming on for hearing, the Court took the same under advisement.—

Rezin B. Packard Plff in Error } Writ of Error to the Judgment of the District Court of
against
The United States Deft in Error } Louisa County.—

It is ordered that this cause be continued until next Term.—

Silas Heaight Et al
against
Wood & Christy & Co.

Plff's in Error } Writ of Error to the Judgment of the District Court of
Defts. in Error } Van Buren County.

This day Came the Defendants by their attorneys and on their motion the rule granted herein against said plaintiffs in Error is made absolute It is therefore considered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendants in Error recover of the plaintiffs in Error the sum of Three Dollars and sixty three cents being five per cent damages on the amount of the Judgment of the Court below, and also the costs herein expended in this court and that an execution issue therefor

United States on relation of
George M. Jones
against
Timothy Fanning

Plff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Dubuque County.

This day Came the parties aforesaid by their attorneys, & this cause now Coming on to be heard, and the Court took the same under advisement.

John D. Bush
against
Henry Elson Et al

Plff in Error } Writ of Error to the Judgment of the District Court of
Defts in Error } Dubuque County.

This day came the parties aforesaid by their attorneys, and this cause now coming on to be heard, and the court having heard the arguments of Counsel on both sides, and being now sufficiently advised of and Concerning the premises, affirm the Judgment of the Court below. It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue accordingly to the Court below, and it further considered that the Defendants in Error recover of the plaintiff in Error the Costs herein expended in this court and that an execution issue for the same.

Chesder Sage Et al
against
Andrew Reseecker Et al

Plffs in Error } Writ of Error to the Judgment of the District Court of
Defts. in Error } Dubuque County.

This day came the parties aforesaid by their attorneys, and this cause now coming on to be heard, and the court having heard the arguments of Counsel on both sides, took the same under advisement.

Joseph Lee Et al
against
Yale Hamilton

Plffs in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Johnson County.

This day came the parties aforesaid by their attorneys and this cause now Coming on to be heard, and the court having heard the arguments of Counsel on both sides, took the same under advisement.

1824

Hardin Roberts — Complt — In Chancery, An appeal from the Decree of the District Court of
against
Orrin Smith — Defts — Muscatine County.—

This day came the parties aforesaid by their Solicitors, and thereupon the Defendant moved the court to dismiss the appeal herein for reasons on file, which motion being heard, was sustained by the court, It is therefore considered by the court, that the appeal herein be dismissed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant recover of the complainant the costs herein expended in this court & that an execution issue for the same.—

Ordered that Court be adjourned until tomorrow morning 9 oclock.—

T. S. Wilson
J. S. Williams } Associate Justices of Sup. Court.

Wednesday, Morning January 10th 1844 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate Justices
Thomas S. Wilson }

Westley Prier — Pff in Error — Writ of Error to the Judgment of the District Court of
against
William McElvaine — Deft in Error — Henry County.—

This day came the parties aforesaid by their attorneys and thereupon this cause now coming on for hearing and the court being now sufficiently advised of and concerning the premises affirm the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court, and that an execution issue for the same.—

George Prier — Pff in Error — Writ of Error to the Judgment of the District Court of
against
William McElvaine — Deft in Error — Henry County.—

This day came the parties aforesaid by their attorneys and thereupon this cause came on for hearing and the court being now sufficiently advised of and concerning the premises, affirm the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and

it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court, and that an execution issue for the same.—

Absalom Cornelius, Plff in Error; against; William McElvaine, Deft in Error } Writ of Error to the Judgment of the District Court of Henry County

This day came the parties aforesaid by their attorneys and this cause now coming on for hearing, and the court being now sufficiently advised of and concerning the premises, affirm the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below, be affirmed, and that a writ of procedendo issue to the court below, accordingly, and it is further considered that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court, and that an execution issue for the same.

Joseph Coe et al, Plffs in Error; against; Yale Hamilton, Deft in Error } Writ of Error to the Judgment of the District Court of Johnson County.—

This day came the parties aforesaid by their attorneys and this cause coming on for further hearing and the court being now sufficiently advised of and concerning the premises, affirm the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be ~~affirmed~~ and affirmed and that a writ of procedendo issue accordingly to the court below and it is further considered by the court that the Defendant in Error recover of the plaintiffs in Error the costs herein expended and that an execution issue therefor.—

Charles Mattoon administrator of the estate of David Clark Dec'd, Plff in Error; against; Josiah Parvin, Deft in Error } Writ of Error to the Judgment of the District Court of Muscatine County.—

This day came the parties aforesaid by their attorneys, and thereupon the Defendant in Error moved the Court to reject the bill of exceptions taken in the court below, and copyed in the transcript filed herein, for reasons on file, which motion being heard, was sustained by the court, It is therefore considered by the court that the Bill of exceptions aforesaid be rejected from the said transcript.—

John C. Sloth, Plff in Error; against; John A. Murphy, Deft in Error } Writ of Error to the Judgment of the District Court of Des Moines County.—

This day came the parties aforesaid by their attorneys and this cause now coming on to be heard, and the Court being now sufficiently advised of and concerning the ~~same~~ premises, ~~reverse~~ the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be reversed, and that a writ of procedendo issue accordingly, and it further considered by the court that the plaintiff recover of the Defendant in Error the costs herein ~~and~~

Caleb A. Boothe Et.al. Pffs in Error } writ of Error to the
against } Judgment of the District
Thomas Brophy Et.al. Defts in Error } Court of Jones County. —

This day came the parties aforesaid by their Attorneys, and this cause now coming on for further hearing and the Court being now sufficiently advised of and concerning the premises, reverse the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be reversed, and that the suit be dismissed and that the plaintiffs in Error go hence without day and recover of the Defendants in Error the costs herein expended in this Court and in the Court below, and that an execution issue for the same—

John Gulvrider Pff in Error } An agreed case from
against } the Judgment of the
Joseph Wilford Jr. Deft in Error } District Court of Cedar County

This day came the parties aforesaid by their attorneys, and this cause now coming on for further hearing and the Court being now sufficiently advised of and concerning the premises, delivered an opinion affirming the Judgment of the court below— It is therefore considered by the Court that the Judgment of the court below be affirmed, and that the Defendant in Error recover of the plaintiff in Error the costs herein expended as well in this Court as the court below, and that an execution issue for the same — and on motion of the plaintiff, leave is given him to withdraw four Patents from the United States to R. F. Barrett, one Deed from R. F. Barrett to W. Miller, one Deed from W. Miller to J. Gulvrider, and four sets of Notes by Wilford to Barrett —

Oliver Clark Pff in Error } writ of Error to the Judg-
against } ment of the District Court
John J. Gibson Deft in Error } of Linn County. —

This cause now coming on for further hearing and the Court being now sufficiently advised of and concerning the premises, reverse the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the court below be reversed, and that a writ of Procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiff in Error recover of the Defendant in Error the Costs herein expended in this Court and that an execution issue for the same—

John H. Webb Pff in Error } writ of Error to the Judgment
against } of the District Court of
Philip Mauro Deft in Error } Des Moines County. —

This cause now coming on for further hearing and the Court being now sufficiently advised of and concerning the premises reverse the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court be-

low be reversed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the plaintiff in Error recover of the Defendant in Error the costs herein expended in this court and that an execution issue therefor — on Motion of the Defendant leave is given him to withdraw from the files in this cause the original Bills of exchange and all other original papers. —

John F. Webb Et al
against
Philip Maurs

Plff in Error
Deft in Error
} Writ of Error to the District Court of Scammons County

This cause now coming on for further hearing and the Court being now sufficiently advised of and concerning the premises reverse the judgment of the court below, It is therefore considered by the court that the judgment of the court below be reversed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the plaintiffs in error recover of the Defendants in Error the costs herein expended, and in this court and that an execution issue for the same. —

Silas R. Fry
against
Walter Butler and
Channcey Swan

Pff in Error
Defts in Error
} Writ of Error to the Judgment of the District Court of Johnson County. —

This cause this day now coming on for further hearing and the court being now sufficiently advised of and concerning the premises, affirm the judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendants in Error recover of the plaintiff in Error the costs herein expended in this court and that an execution issue for the same, and thereupon the plaintiff gave notice of his intention to file a petition for a rehearing of this cause. —

Wm. Kaw, Chas Kaw & Kaw Haw Haw Kaw
against
The United States

Pff in Error
Deft in Error
} Writ of Error to the Judgment of the District Court of Dubuque County. —

This cause this day now coming on for further hearing and the court being now sufficiently advised of and concerning the premises, affirm the judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed and that the court below proceed in the premises according to law

Jesse D. Payne
against
Couch & Kinsman

Pff in Error
Defts in Error
} Writ of Error to the Judgment of the District Court of Washington County. —

It is ordered by the court that this cause be continued until the next term of this court. —

The United States
against
Antoine Lowe Et. al.

Plff in Error
Defts in Error

} Writ of Error to the Judgment of the District Court of Dubuque County. —

This day this cause now coming on for further hearing & the Court being now sufficiently advised of and concerning the premises reverse the Judgment of the Court below, It is therefore considered by the Court that the judgment of the Court below be reversed, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the plaintiff in Error recover of the Defendants in Error the Costs herein expended in this Court and that an execution issue for the same. —

Antoine Lowe Et. al.
against
The United States

Plff in Error
Defts in Error

} Writ of Error to the Judgment of the District Court of Dubuque County. —

This day this cause coming on for further hearing, and the Court being now sufficiently advised of and concerning the premises, affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Defendant recover of the plaintiffs in Error the Costs herein expended in this Court, and that an execution issue therefor. — and the Deft. gave notice of an appeal to the United States Supreme Court. —

Enos Lowe
against
William S. Edgar

Plaintiff
Defendant

} An agreed case from the District Court of Des Moines County. —

It is ordered by the Court that this cause be stricken from the Docket of this Court, and on motion of the plaintiff leave is given him to withdraw the original papers filed in this cause and leave is also given the Attorneys to withdraw their written arguments filed in this cause — It is ordered by the Court that each party pay one half of the ~~expenses~~ costs herein expended in this Court. —

Jonathan C. Hall and William Thompson Plffs in Error
against
Abernethy & Morrow
Defts in Error

} Writ of Error to the Judgment of the District Court of Henry County —

This day came the Defendants by their attorney, and filed herein a certificate of the Clerk of the District Court of Henry County as required by law, and on their motion, It is Considered by the Court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Defendants in Error recover of the plaintiffs in Error, the sum of two Dollars and ninety eight cents being ten per cent damages on the amount of the judgment of the Court below, and also the costs herein expended in this Court and that an execution issue for the same. —

John C. Sheppard & Et. al. Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
John Wilson Deft in Error } Scott County. —

On motion of the Defendant in Error by his Attorney a rule is granted him herein against the said plaintiffs in Error, to shew cause if any they have why they do not furnish the defendant in Error with a brief of the points relied on in this cause-

Chauncey Swan acting Comr &c. Plff in Error } Writ of Error to the Judgment
against } of the District Court of
John R. Ewing Et. al Defts in Error } Dubuque County. —

This day came the parties aforesaid by their attorneys and this cause now coming on for hearing, and the court having heard the arguments of Counsel on both sides, took the same under advisement.

Hezekiah Musgrave Plff in Error } Writ of Error to the Judgment
against } of the District Court of
John M. Brady & Co Deft in Error } Muscatine County. —

This day came the parties aforesaid by their attorneys and thereupon the plaintiff suggested a deminution in the transcript of the record filed herein in this, towit, It appears by the proceedings of the District Court of the 2d June that leave was given the plaintiff to amend his declaration. The record should further show that the plaintiff did amend instanter by striking from the declaration Henry wherein it occurred and inserting Hezekiah in lieu thereof- and on Motion of said plaintiff in Error, a Writ of Certiorari is awarded him herein directed to the Clerk of the District Court ~~herein~~ requiring him to perfect the record herein, and it is ordered that this cause be continued. —

Marsh, Lee & Deboaw Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Thomas H. Reddicks Heirs Defts in Error } Henry County. —

This day came the parties aforesaid by their attorneys and this cause now coming on to be heard, the Court took the same under advisement as per agreement of the attorneys filed herein. —

Samuel Marsh Et. al. Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Thomas H. Reddicks Heirs Defts in Error } Lee County. —

This day came the parties aforesaid by their attorneys, and this cause now coming on to be heard, the Court took the same under advisement as per agreement of the attorneys filed herein.-

Chester Sage Et. al. Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
Andrew Keesecker Et. al Defts in Error } Dubuque County. —

This day came the parties aforesaid by their attorneys, and this cause now coming on for further hearing, and the Court being sufficiently advised of and concerning the premises affirm the judgment of the court below. It is therefore considered by the Court

Judgment of the Court below be affirmed, and that a writ of procedendo issue accordingly to the Court below, and it is further Considered by the Court that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this Court, and that an execution issue therefor.—

Albert McAnulty use &c.
against
A. W. Moore & Co Et al

Plffs in Error } Writ of Error to the Judgment of the District Court of
Defts in Error } Harrison County.—

This cause this day now coming on for further hearing and the Court being now sufficiently advised of and concerning the premises affirm the Judgment of the Court below, It is therefore Considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this Court and that an execution issue for the same.—

Eli Graham
against
Freeman & Fulwider partners &c.
for use of Henry Thompson

Appellant
Appellees

An appeal from the Judgment of the District Court of Muscatine County.—

This day came the Appellees by their attorney, and filed herein a certificate of the Clerk of the Court below as required by law, and on his motion, It is considered by the Court that the appeal herein be dismissed, and that a writ of procedendo issue accordingly to the Court below, and it is further considered by the Court that the appellees recover of the appellant the sum of Sixteen Dollars being ten per cent damages on the amount of the Judgment of the Court below, and also the costs herein expended in this Court and that an execution issue therefor.—

Coutch & Kinsman
against
Joseph Barton

Plffs in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Washington County.—

This day came the parties aforesaid by their attorneys and this cause now coming on for hearing, the Court took the same under advisement.—

William Phillips
against
John Runnels

Plff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Jackson County.—

It is ordered by the Court that this cause be continued until the next term of this Court.—

Charles Mattoon Admr of David Clark dec'd
against
Josiah Parvin

Plff in Error } Writ of Error to the Judgment of the District Court of Muscatine County
Deft in Error }

This day came the parties aforesaid by their attorneys, and this cause now coming on to be heard, the Court took the same under advisement

John Chambers
against
William Chambers

Aff in Error } Writ of Error to the Judgment of the District Court of Linn County.
Deft in Error }

On motion of the plaintiff in Error by his attorney, and he having suggested a deminution of the transcript of the record herein It is ordered by the Court that that a writ of Certiorari be awarded said plaintiff in Error directed to the Clerk of the Court below requiring him to Certify and send up to this Court a more Complete transcript of the record and proceeding had in this Cause in the Court below, and it is further ordered that the Clerk of this Court send with said writ of Certiorari the papers filed herein - and it is further ordered that this Cause be Continued until the next term of this Court. —

Ezekiah Musgrave
against
John W. Brady & Co. Et al

Aff in Error } Writ of Error to the Judgment of the District Court of Muscatine County.
Defts in Error }

By the mutual Consent of the parties it is ordered, that this cause be Continued until the next term of this Court. —

Allen Phillips
against
J. B. & G. W. Teas

Aff in Error } Writ of Error to the Judgment of the District Court of Washington County. —
Defts in Error }

This day this cause came on for hearing and the Court being now sufficiently advised of and concerning the premises, affirm the Judgment of the Court below, It is therefore Considered by the Court that the Judgment of the Court below, be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further Considered by the Court that the Defendants in Error recover of the plaintiff in Error the Costs herein expended in this Court, and that an execution issue therefor. —

The United States
against
Lewis B. Morgan

Aff } Writ of Certiorari to the Judgment of the District Court of Jefferson County. —
Deft }

This day came the parties aforesaid by their Attorneys and this Cause now coming on to be heard, the Court took the same under advisement. —

Culbertson & Finch
against
John J. Tomlinson

Affs in Error } Writ of Error to the Judgment of the District Court of Cedar County. —
Deft in Error }

This day came the parties aforesaid by their attorneys and by their mutual Consent, It is ordered that this Cause be Continued until the next term of this Court. —

Jacob Marshall et al
against
John D. Bush

Compt } In Chancery, An appeal from the Decree of the District Court of Dubuque County. —
Deft }

This day came the Defendant by his Solicitor, and filed h

an affidavit of the said Defendant, and on motion of said Defendant an appeal is granted him herein from the Judgment of this Court, to the Supreme Court of the United States, upon said Defendant executing bond in the penalty of Five Hundred Dollars with approved security, conditioned according to law— and thereupon said Defendant filed herein a bond with John N. Berry as security, which bond is approved by the Court—

Ordered that Court adjourn until tomorrow morning 9 o'clock.—

J. S. Wilson
Jos. Williams
Associate Justices Sup. Court.

Thursday morning January 11th 1844 Court met pursuant to adjournment

Present the Honorable
Joseph Williams } Associate
Thomas S. Wilson } Justices

Shrifflefton & Pitzer
against
George W. Jenkins
Complts
Defts
} In Chancery, A writ of Error to the Decree of the District Court of Jefferson County.—

It is ordered by the Court that this cause be continued until the next term of this Court.—

X

Francis Perry et al
against
Watterman Benner
Pffs in Error
Deft in Error
} Writ of Error to the Judgment of the District Court of Muscatine County.—

This day this cause came on for further hearing and the Court being now sufficiently advised of and concerning the premises affirm the Judgment of the Court below. It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the Defendant in Error recover of the plaintiffs in Error the costs herein expended in this Court and that an execution issue therefor.—

X

Charles Mattoon administrator of the Estate of David Clark Deceased
against
Josiah Parvin
Pff in Error
Deft in Error
} Writ of Error to the Judgment of the District Court of Muscatine County.—

This cause this day coming on for further hearing and the Court being now sufficiently advised of and concerning the premises affirm the Judgment of the Court below. It is therefore considered by the court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly

and it is further considered by the Court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court. to be paid of the estate of the said David Clark deceased in the hands of the said Administrator.—

John Reed Et al — Plffs in Error
against
Hezekiah Musgrave — Dft in Error
} writ of Error to the Judgment of the District Court of Muscatine County.—

This Cause this day coming on for further hearing and the Court being now sufficiently advised of and concerning the premises affirm the Judgment of the Court below. It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the plaintiffs in Error the costs herein expended in this Court and that an execution issue therefor.—

The United States — Plaintiff
against
Lewis B. Morgan — Defendant
} writ of Certiorari to the Judgment of the District Court of Jefferson County.—

This Cause this day coming on for further hearing and the Court being now sufficiently advised of and concerning the premises affirm the Judgment of the Court below. It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the plaintiff pay the Costs herein expended in this Court.—

Titus R. Fry — Plff in Error
against
Walter Butler & b. Swan — Defts in Error
} writ of Error to the Judgment of the District Court of Johnson County.

This day came the plaintiff by his attorney and filed herein a petition for a rehearing of this Cause. and thereupon moved the Court for a rehearing herein, which motion is continued until the next term of this Court.—

Levi Rice — Plff in Error
against
Jakin D. Stockton assignee of David Mortimore a bankrupt — Deft in Error
} writ of Error to the Judgment of the District Court of Scott County.—

This day this cause came on for further hearing and the Court being now sufficiently advised of and concerning the premises reverse the Judgment of the Court below. It is therefore considered by the Court that the Judgment of the Court below be reversed and set aside, and that a writ of procedendo issue to the Court below accordingly. and it is further considered by the Court that the plaintiff in Error recover of the Defendant the cost herein expended in this Court and that an execution issue therefor— and on motion of the Defendant, an appeal is granted him herein from the Judgment of this Court, to the Supreme Court of the United States upon the said D[illegible]

plaintiff in Error in the penal sum of one thousand Dollars ~~bond~~ with one or more good and sufficient Securities, conditioned according to law.—

Thomas M. Isett
against
Jeremiah Young and
Denton J. Snyder

Compet
Defts.

In Chancery, an appeal from a Decree of the District Court of Muscatine County.—

On motion of the Defendants by S. C. Hastings their Solicitor It is ordered by the court that a writ of Certiorari issue returnable forthwith directed to the Clerk of the District Court of Muscatine County requiring him to certify and send to this court the appeal bond executed by said Defendants and filed in his office.—

Channcey Swan late acting Commissioner &c.
against
John R. Ewing. &c.

Plff in Error
Deft in Error

writ of Error to the Judgment of the District Court of Dubuque County.—

This day this cause came on for further hearing and the court being now sufficiently advised of and concerning the premises, affirm the Judgment of the court below— It is therefore Considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered that the Defendants in Error recover of the plaintiff in Error the costs herein expended in this court and that an execution issue therefor.—

The United States on relation of
George W. Jones
against
Timothy Fanning

Plff in Error
Deft in Error

writ of Error to the Judgment of the District Court of Dubuque County.—

This day this cause came on for further hearing and the court being now sufficiently advised of and concerning the premises affirm the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff George W. Jones the costs herein expended in this court and that an execution issue therefor.— And on motion of the plaintiff in Error an appeal is granted him herein from the Judgment of this court to the Supreme Court of the United States upon his executing bond with approved security in the penal sum of One thousand Dollars, conditioned according to law.—

Ansel Humphreys
against
G. W. Humphreys & Co.

Plff in Error
Defts in Error

writ of Error to the Judgment of the District Court of Muscatine County.—

This day came the parties aforesaid by their attorneys, and thereupon this cause came on to be heard, and the court took the same under advise-
ment.—

William Stannard and Obed Stannard against Isaac McCarty — Plff in Error / Deft in Error — Writ of Error to the Judgment of the District Court of Van Buren County. —

On Motion of the Clerk of this court by his attorney, a rule is granted him herein against J. H. Bonny Executor of the last Will and Testament of William Stannard deceased, one of the plffs herein, returnable on tomorrow morning to shew cause if any he has or can why this court shall not render judgment against him as executor as aforesaid for the costs of this cause expended in this court, and award execution accordingly —

William Phillips against John Runnels — Plff in Error / Deft in Error — Writ of Error to the Judgment of the District Court of Jackson County. —

This day came the plaintiff in Error by his attorney, and suggests a deminution of the record herein in this court, that the deposition of Martin Cox is not truly transcribed and also the certificate appended to the deposition, and thereupon on motion of said plaintiff in Error a writ of Certiorari is awarded him herein returnable on the first day of the next term of this court, directed to the Clerk of the District Court of Jackson County requiring him to certify and send up to this court a more perfect record thereof. — and it ordered that this cause be continued —

John L. Sheppard et. al against John Wilson — Plff in Error / Deft in Error — Writ of Error to the Judgment of the District Court of Scott county. —

On motion of the Defendant in Error by his attorney, It is ordered by the court that the rule granted herein on yesterday against the plaintiffs in Error, be made absolute, It is therefore ordered by the Court that the plaintiffs counsel forthwith furnish the Defendants Counsel with a brief of points made in this cause and authorities cited

Silas M. Farber et. al against Alexander Levi — Compts / Deft — In Chancery. An appeal from a Decree of the District Court of Dubuque County. —

This day came the Complainants by their Solicitor, and filed herein a petition for a rehearing of this cause, and thereupon moved the court for a rehearing of this cause on said petition, which motion is ordered to be continued until next term. —

Jesse Romain against The Board of Commrs of Muscatine County. — Plff in Error / Defts in Error — Writ of Error to the Judgment of the District Court of Muscatine County. —

This day came the parties aforesaid by their attorneys and this cause now coming on to be heard the court took the same under advisement —

Ordered that Court adjourn until tomorrow morning 9 oclock —

J. S. Wilson, J. Williams, Associate

Friday morning January 12. 1844 Court met pursuant to adjournment

Present the Honorable

Joseph Williams } Associate Justices
Thomas S. Wilson }

Denton J. Snyder — Plff in Error } Writ of Error to a Decree of the District Court of
against
Ansel Humphreys — Dft in Error } Muscatine County.—

This day came the parties aforesaid by their Solicitors and thereupon the Defendant moved the Court for a rehearing of this cause for reasons on file which motion being heard by the Court and the Court being sufficiently advised of and concerning the same, do order that said motion be overruled— And thereupon the Defendant moved the Court to remand this case to the Court below, for reasons on file which motion being heard and the Court being now sufficiently advised of and concerning the same, do order that said motion be overruled— and thereupon the Defendant also moves the Court to dismiss ~~this cause~~ the writ of Error herein for reasons on file which motion being heard and the Court being now sufficiently advised of and concerning the same, do order that said motion be overruled—

Coutch & Kinsman — Plffs in Error } Writ of Error to the Judgment of the District Court of
against
Joseph Barton — Dft in Error } Washington County

This day this cause came on for further hearing and the Court being now sufficiently advised of and concerning the same affirm the judgment of the Court below, It is therefore considered by the Court that the judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the Defendants in Error recover of the ~~plaintiffs in Error~~ the costs herein expended in this Court and that an execution issue therefor.—

Jesse Romain — Plff in Error } Writ of Error to the Judgment of the District Court of
against
The Board of Commissioners of Muscatine County Trustees &c. } Dcfts in Error } Muscatine County.—

This day this cause came on for further hearing and the Court being now sufficiently advised of and concerning the premises, reverse the Judgment of the Court below, It is therefore considered by the Court that the judgment of the Court below be reversed and setaside and that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the plaintiff in Error recover of the Defendant in Error the Board of Commissioners of Muscatine County the costs herein expended in this Court and that Execution issue therefor.—

Ansel Humphreys against George M. Humphreys & Co. — Plff in Error / Defts in Error — writ of Error to the Judgment of the District Court of Muscatine County

This day this cause came on for further hearing and the court being now sufficiently advised of and concerning the premises affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the Defendants in Error recover of the plaintiff in Error the costs herein expended in this court and that An execution issue therefor. —

John Maguire against Bissell & Shaw — Plff in Error / Defts in Error — writ of Error to the Judgment of the District Court of Dubuque County. —

This day this cause came on for further hearing and the court being now sufficiently advised of and concerning the premises affirm the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly — and it is further considered by the court that the Defendants in Error recover of the plaintiff in Error the costs herein expended in this court and that an execution issue for the same —

Caleb A. Boothe Et al against Thomas Brophy Et al — Plffs in Error / Defts in Error — writ of Error to the Judgment of the District Court of Jones County —

This day came the parties aforesaid by their attorneys and thereupon the Defendants moved the court for a rehearing of this cause upon their petition heretofore filed, which motion being heard by the court, and the court being now sufficiently advised of and concerning the same do order that motion be overruled —

John J. Tomlinson against John Culbertson — Plff in Error / Deft in Error — writ of Error to the Judgment of the District Court of Cedar County

This day this cause came on for further hearing and the court being now sufficiently advised of and concerning the premises affirm the Judgment of the Court below, It is therefore considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue accordingly and it is further considered that the Defendant in Error recover of the plaintiff in Error the costs herein expended and that an execution issue therefor. —

J. Bennett & Co. against James Davis — Plff in Error / Deft in Error — writ of Error to the Judgment of the District Court of Muscatine County

This day came the parties aforesaid by their attorneys and thereupon Defendant moved the court for a mandamus directed to the Judge of the court below for reasons on file [illegible]

John B. Sheppard Et. al
against
John Wilson

Plff in Error
Deft in Error

} writ of Error to the Judgment of the District Court of Scott County—

This day came the parties aforesaid by their attorneys and thereupon the plaintiffs moved the court for a writ of Macidamus to issue to the judgment of the court below, which motion was overruled by the court.—

Levi Rice
against
L. D. Stockton assignee of David Mortimore a Bankrupt

Plff in Error
Deft in Error

} writ of Error to the Judgment of the District Court of Desmonies County—

This day the Defendant filed herein an appeal bond, which was examined by the Court, approved and ordered to be filed.—

William L. Cook
against
Ricker and Bartlett

Plff in Error
Deft in Error

} writ of Error to the Decree of the District Court of Scott County

This day came the parties aforesaid by their attorneys, and thereupon the Defendants in Error moved the court to dismiss the writ of Error herein for reasons on file, which motion being heard, and the Court being now sufficiently advised of and concerning the premises, do order that said motion be overruled.—

John D. Welch
against
David Goble

Plff in Error
Deft in Error

} writ of Error to the Judgment of the District Court of Washington County—

This day came the Defendant in Error by his attorney, and on his motion it is ordered by the court that this cause be placed upon the docket of this Court, and thereupon said Defendant in Error filed herein a certificate of the clerk of the court below as required by law, and on his motion, it is ordered by the court that the writ of Error herein be dismissed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court and that an execution issue therefor.—

John B. Sheppard Et. al
against
John Wilson

Plff in Error
Deft in Error

} writ of Error to the Judgment of the District Court of Scott County—

This day came the parties aforesaid by their attorneys and thereupon the plaintiffs in Error moved the court for a Continuance of this cause until the next term of this court, which motion being heard, the court overruled the same.

Lawson B. Hughes
against
John McCoy

Compl
Deft

} In Chancery. An appeal from a Decree of the District Court of Henry County—

It is ordered that this cause be continued.—

Joseph Bushell
against
Alexander A. Wilson

Pff in Error
Deft in Error

} writ of Error to the Jefferson District Court —

It is ordered that this cause be continued

Timothy Fanning
against
Thomas McCraney

Pff in Error
Deft in Error

} writ of Error to the Judgment of the District Court of Dubuque County

This day came the parties aforesaid by their Attorneys and this Cause now coming on for hearing the court took the same under advisement: —

J. Bennett & Co.
against
James Davis

Pffs in Error
Deft in Error

} writ of Error to the Judgment of the District Court of Muscatine County

This day came the parties aforesaid by their attorneys and this Cause now coming on for hearing the court took the same under advisement. —

William Hannard & Obed Hannard
and Luther A. Jones
against
Isaac McCarty

Pffs in Error
Deft in Error

} writ of Error to the Judgment of the District Court of Van Buren County.

This day J. N. Bonny Executor of the said William Hannard deceased (appeared under the Rule granted against him herein on a former day of this term, and he having failed to shew sufficient cause why the Court shall not now render judgment against him as Executor as aforesaid for the costs herein expended in this Court - It is therefore considered by the court that the said Defendant in Error recover of the said J. N. Bonny Executor of the last will and testament of William Hannard deceased the costs herein expended in this court in the suing out and prosecuting said writ of Error, and that an Execution issue for the same. —

Thomas S. Battelle
against
Joseph Bridgman & Co.

Pff in Error
Defts in Error

} writ of Error to the Judgment of the District Court of Muscatine County. —

This day came the parties aforesaid by their attorneys, and thereupon the Defendants in Error confessed the Error assigned by the plaintiff in Error to the Judgment of the court below, It is therefore considered by the court that the judgment of the court below be reversed and setaside, and that the plaintiff in Error recover of the Defendants as well the costs in the Court below as the costs herein expended in this court, and thereupon by Consent of parties — R. P. Lowe one of the attorneys of this court came personally into court in behalf of the said Thomas S. Battelle & by virtue of a warrant of attorney for that purpose Executed by the said Thomas S. Battelle and now produced in open court and acknowledged that the said Thomas S. Battelle did assume and promise in manner and form as the said Joseph Bridgman & Co. hath in their said declaration alleged against him

Joseph Bridgman & Co. hath sustained damages by reason thereof to Six hundred and Eighty six Dollars and fifty six Cents with interest thereon at the rate of ten per cent per annum from the 26th day of June 1841 until paid — It is therefore considered by the Court that the said Joseph Bridgman & Co. recover of the said Thomas L. Battelle the aforesaid sum of Six hundred and Eighty six Dollars and fifty six Cents the damages aforesaid confessed, with interest thereon at the rate of ten per cent per annum from the 26th day of June 1841 until paid, and also his costs herein expended and that an execution issue for the same. —

Elizabeth Burnell &c. against James McDaniel — Pffs in Error, Deft in Error } writ of Error to the Judgment of the District Court of Muscatine County. —

This day came the parties aforesaid by their attorneys and thereupon the Defendant in Error moved the court to dismiss the writ of Error herein for reasons on file, which motion being heard, and the court being now sufficiently advised of and concerning the premises do sustain said motion, It is therefore considered by the court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiffs in Error the costs herein expended in this court, and that an Execution issue therefor. —

Jeremiah Young Et al against Thomas McDeett — Complts, Deft } In Chancery, An appeal from a Decree of the District Court of Muscatine County. —

This cause came on to be heard on the motion of the Defendant to dismiss the appeal in this cause for reason that the appeal bond had not been filed within thirty days in the court below, and It is further ordered that if it shall be shown to this court at the Special May Term 1844 that the appeal bond was filed within 30 days after the decree that this order shall be set aside and the cause heard on the merits. —

William R. Kerr against Robert Stewart — Pff in Error, Deft in Error } writ of Error to the Judgment of the District Court of Muscatine County. —

on motion of the plaintiff in Error by his attorney, It is ordered by the court that this cause be placed on the Docket of this court. —

John C. Sleeth against Jacob Cutler, Admr. &c. } Rule against James Cameron late Sheriff of Des moines County

John C. Sleeth against Jacob Cutler admr. &c. } Rule against James Cameron late Sheriff of Des moines County —

Silas A. Hudson
against
James Brentlinger } Rule against James Cameron late Sheriff of Desmoines County —

Channcy Beaman
against
Samuel W. McCall } Rule against James Cameron late Sheriff of Desmoines County —

Jane Settle
against
Jobb Henson } Rule against James Cameron late Sheriff of Desmoines County. —

Richards Kirshbaum
against
Hogan & Thompson } Rule against James Cameron late Sheriff of Desmoines County. —

Richard Kirshbaum
against
Hogan & Thompson } Rule against James Cameron late Sheriff of Desmoines County —

Coleman Harrell
against
Nathaniel Stringfield } Rule against James Cameron late Sheriff of Desmoines County. —

Wilkie & Fuller
against
Geo. W. Jones by &c } Rule against James Cameron late Sheriff of Desmoines County. —

This day came the said James Cameron by L. D. Stockton Esqr. his attorney and moved the court to set aside the judgments rendered in each of the above cases against the said James Cameron for costs on the rules granted against him in each of the said nine cases, which motion for reasons on file, which motion being heard, and the court being now sufficiently advised of and concerning the premises, Do order that said motion be overruled. —

Ordered that Court adjourn until tomorrow morning 8 o'clock. —

J. Williams } Associate
T. S. Wilson } Judges, Sup Court —

Saturday morning January 13. 1844 court met agreeably to adjournment

Present the Honorable

Joseph Williams } Associate
Thomas S. Wilson } Justices

J. Bennett & Co.
against
James Davis

Pffs in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Muscatine County. —

His ... this ... came ...

now sufficiently advised of and concerning the premises, affirm the judgment of the court below, It is therefore considered by the court, that the judgment of the court below be ~~xxxxxx~~ affirmed, and that a writ of procedendo issue to the court below accordingly — and it is further considered by the court that the Defendant in Error recover of the plaintiffs in Error the costs herein expended in this court, and that an Execution issue therefor. —

Albert McNulty use &c.
against
H. W Moore & Co. Et al

Pff in Error } writ of Error to the Judgment of the District court of Des Moines county. —
Defts in Error }

This day came the parties aforesaid by their attorneys, and on motion of said plaintiff in Error, It is ordered by the court that the judgment rendered in this cause on a former day of this term affirming the judgment of the court below and the judgment for costs rendered thereon, be and the same are hereby setaside — and thereupon this cause now coming on for further hearing and this court being now sufficiently advised of and concerning the premises, reverse the judgment of the court below, It is therefore considered by the court that the judgment of the court below be reversed, and that a writ of procedendo issue to the court below accordingly, and it is further considered that the plaintiff in Error recover of the Defendants in Error the costs herein ~~Exp~~ expended ~~d~~ in this court, and that an execution issue for the same. ~~Ch~~

John L. Sheppard Et. al.
against
John Wilson

Pff in Error } writ of Error to the Judgment of the District Court of Scott County. —
Deft in Error }

This day came the parties aforesaid by their attorneys, and thereupon the plaintiffs in Error filed their bill of Exceptions herein, which being signed, sealed and allowed by the court, is ordered to become a part of the records herein — and thereupon this cause came on to be heard, and the Court not being now sufficiently advised of and concerning the premises took the same under advisement. —

Warburton & King
against
Edmond Mattox & others

Complainants } In Chancery. An appeal from a Decree of the District Court of Dubuque County —
Defts }

This cause now coming on for hearing and the court being sufficiently advised of and concerning the premises, Delivered an opinion of the Court on the 4th Instant affirming the Decree of the Court below. It is therefore considered by the court that the Decree of the court below be affirmed and that a writ of procedendo issue accordingly, and that the Complainants recover of the Defendants the costs herein expended in this Court and that an execution issue for the same —

Ordered that court adjourn until the 15th day of May next. —

J. S. Wilson Associate Judge

Monday May 13th. 1844, court met agreeably to adjournment

Present

This being the day to which the court was adjourned and there not being any of the Judges present, the court stands adjourned until to morrow morning 9 o'clock.—

Tuesday Morning 9 o'clock May 14th. 1844—

This being the day to which the court was adjourned, and no one of the Judges appearing except the Honorable Joseph Williams Associate Justice, who thereupon ordered that the Court be adjourned until the 8th. day of July next.—

J. Williams
Associate Judge Supt Court—

At a Supreme court begun and held in and for the Territory of Iowa, at the Capitol in Iowa city, on Monday the 6th. day of January A.D. 1845—

Present the Honorable

Charles Mason Chief Justice
Thomas S. Wilson Associate Justice

Benjamin Benson &c. Plffs in Error } Writ of Error from the Judgment
against } of the District court of
James Cameron Deft in Error } Desmonies County.—

By consent of the parties. It is ordered that this cause be continued until the next Term.—

Ordered that court adjourn until tomorrow morning 9 o'clock A.M.—

Chas Mason
Chief Justice

Tuesday Morning 9 oclock January 7. 1845 Court
Met pursuant to adjournment
Present the Honorable
Charles Mason Chief Justice
Thomas S. Wilson } Associate Justices
Joseph Williams }

Peter Moore — Plff in Error } Writ of Error to the Judgment of the District Court of Des Moines County
against
William G. Rose — Deft in Error }

This day came the parties aforesaid by their Attorneys, and by consent, the Court took this cause under advisement on the written arguments and briefs of the Counsel on each side —

Jesse D. Payne — Plff in Error } Writ of Error to the Judgment of the District Court of Washington County. —
against
Deutch & Kinsman — Defts in Error }

This day came the parties aforesaid by their Attorneys and this cause now coming on for hearing, the Court took the same under advisement. —

Norton Munger Admr &c. — Plff in Error } Writ of Error to the Judgment of the District Court of Des Moines County. —
against
Richard Noble — Deft in Error }

This day came the parties aforesaid by their Attorneys and thereupon the Defendant moved the Court to strike from the Transcript of the record filed herein, the Bill of Exceptions, for reasons on file, which motion was heard by the Court, and the Court not being sufficiently advised of and concerning said motion took time to consider of the same. —

Joseph M. Parker — Plff in Error } Writ of Error to the Judgment of the District Court of Jeffers on County. —
against
Richard Stewart — Deft in Error }

This day came the parties aforesaid by their Attorneys, and this cause now coming on for hearing, the Court took the same under advisement. —

Charles Blake — Plff in Error } Writ of Error to the Judgment of the District Court of Dubuque County. —
against
John D. Buob — Deft in Error }

It is ordered by the Court, that this cause be continued until the next term of this Court. —

James Latta — Plff in Error } Writ of Error to the Judgment of the District Court of Des Moines County. —
against
Godfrey Scarborough — Deft in Error }

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moves the Court to dismiss the writ of

and the Court not being sufficiently advised of and concerning the said motion took the same under advisement. —

Ordered that Court adjourn until to morrow morning 9 oclock A. M. —

Charles Mason
Chief Justice

Wednesday morning 9 o'clock, January 8. 1845 Court met pursuant to adjournment

Present the Honorable

Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

Norton Mountjer Admr &c. Plff in Error } writ of Error to a Judgment
against } of the District Court of
Richard Noble Deft in Error } Desmoines County. —

This day Came the parties aforesaid by their Attorneys, and the Court being now sufficiently advised of and concerning the Defendants motion to strike from the record the Bill of Exceptions do order that said motion being overruled. —

Joseph Ramsey Plff in Error } writ of Error to the Judgment
against } of the District Court of
John Duke Deft in Error } Desmoines County. —

This day Came the parties aforesaid by their Attorneys and this Cause now coming on for further hearing and the Court being now sufficiently advised of and concerning the premises, do affirm the Judgment of the Court below, It is therefore Considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court to be taxed by the Clerk and that an execution issue therefor. —

Joseph Hughell Plff in Error } writ of Error to the Judgment of
against } the District Court of Jefferson
Alexander A. Wilson Deft in Error } county. —

This day Came the parties aforesaid by their Attorneys, and this Cause now coming on for further hearing and the Court being now sufficiently advised of and concerning the premises, do affirm the Judgment of the Court below, It is therefore considered by the Court, that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the

to be taxed by the clerk and that an execution issue therefor.—

Cadwallader G. Pelton, Plff in Error; against; Jones, Bacon & Co., Defts in Error } writ of Error to the Judgment of the District Court of Desmoines County.—

This day came David Rorer Esqr. the Attorney for the Defendants and by leave of the court withdrew his motion filed herein to dismiss this cause.—

On motion of R. P. Lowe Esqr. and he having produced a license, Perry Decator Palmer Esqr. was sworn according to law, and admitted to practice in this Court as a Counsellor and Attorney at Law and Solicitor in Chancery.—

William Phillips, Plff in Error; against; John Runnels, Deft in Error } writ of Error to the Judgment of the District Court of Jackson County.—

This cause now coming on for hearing and the Court not being sufficiently advised of and concerning the premises, took the same under advisement.—

John C. Sheppard Et. al., Plffs in Error; against; John Wilson, Deft in Error } writ of Error to the Judgment of the District Court of Scott County.—

This day came the parties aforesaid by their Attorneys and thereupon the plaintiffs in Error suggest a deminution of the Transcript of the record filed herein, and moved the Court to award a writ of Certiorari to be directed to the clerk of the Court below, to certify & send up a more full and complete transcript of the record and proceeding had in this cause in the court below, which motion was argued and the court not being sufficiently advised of and concerning the said motion took time to consider of the same.—

Hosea W. Gray, Plff in Error; against; Lewis D. Phillips use &c., Deft in Error } writ of Error to the Judgment of the District Court of Linn County.—

This day came the plaintiff in Error, and suggested a deminution of the Transcript of the record filed herein ~~&c~~ in this court that the plea, joinder and agreement of the attorneys of the parties, are not set forth in the transcript, and thereupon on motion of said plaintiff in Error It is ordered that a writ of certiorari be awarded him herein directed to the clerk of the District court of Linn County returnable forthwith requiring him to certify and send up to this court a more full and complete transcript of the record and proceedings had in this cause in the court below.—

It is ordered by the Court that James Grant Esqr. be and he is hereby appointed Reporter to this court.—

Abner Leonard
against
Negus & Robbins

compl't } An appeal in Chancery from the Decree of the District Court
Def'ts } of Desmoines County. —

This day came the parties aforesaid by their Solicitors, and thereupon the Complainant moved to dismiss the appeal herein for the want of the notice required by law,- and thereupon on motion of the Defendants leave is granted them until tomorrow morning to shew cause why ~~&~~ such notice has not been given. —

United States
against
Thomas Dickey

Pl'ff } Certiorari to the Judgment of the
Deft } District Court of Jefferson
County. —

This day came the parties aforesaid by their attorneys, and thereupon the Defendant moved the court to dismiss this cause for reasons on file, which motion being argued, the court took time to consider of the same. —

Francis McDonald Et al
against
John S. Lightfoot

Pl'ffs in Error } Writ of Error to the Judgment
Deft in Error } of the District Court of
Lee County. —

This day came the Defendant by his counsel and filed his motion herein to dismiss the writ of Error herein for reasons therein stated. —

James Latta
against
Godfrey Scarbrough

Pl'ff in Error } Writ of Error to the Judgment of
Deft in Error } the District Court of Desmoines
County. —

This day came the parties aforesaid by their Attorneys, and the Court being now sufficiently advised of and concerning the Defendants motion to dismiss the writ of Error herein, do order that said motion be sustained, It is therefore considered by the court that the writ of Error herein be dismissed, and that the Defendant in Error recover of the plaintiff in Error the sum of Thirty two Dollars and fifty Eight cts being 6 per cent on the amount of the Judgment in the Court below, and that a writ of procedendo issue to the court below according, and it is further considered by the court that the Defendant in Error recover of said plaintiff in Error his costs herein expended in this Court and that an execution issue for the same —

Cadwallader G. Pelton
against
Jones. Bacon & Co.

Pl'ff in Error } Writ of Error to the Judgment
Deft in Error } of the District Court of
Desmoines County. —

This day came the parties aforesaid by their Attorneys, and thereupon the Defts. moved the court to affirm the Judgment for reasons on file which motion being heard was overruled — and thereupon the plaintiff moved the Court to amend the writ of Error herein, which motion being argued the court took time to consider of the same —

Ordered that Court adjourn until tomorrow morning 9 o'cl.
C. C. Williams } Associate Justices
S. A. Ct. J. S.

Thursday morning 9 o'clock January 9. 1845

Court met pursuant to adjournment

Present the Honorable

Charles Mason, Chief Justice
Joseph Williams } Assoc
Thomas L. Wilson } Justice

John C Sheppard &c. Pltf in Error } Writ of Error to the
vs } Judgement of the
John Wilson, Deft in Error } District Court of Scott Co.

This day came the parties aforesaid by their attorneys and the court being now sufficiently advised of and concerning the plaintiffs motion for Writ of Certiorari to issue do order the said motion to be overruled

United States, Pltf in Error } Writ of Certiorari to ~~Doctor~~
against } the judgment of the District Court
Thomas Dickey Deft in Error } of Jefferson County

The court now being sufficiently advised of and concerning the defendants motion to affirm the judgment of the Court below, do order that said motion be overruled

United States, Plaintiff } Writ of Certiorari to the Judgment
against } of the District Court of Jeffer-
Henry Sheppard } son County

The court now being sufficiently advised of and concerning the defendants motion to affirm the judgment of the court below do order that said motion be overruled

Hanson R. Dickinson, Compt } In Chancery, an appeal
against } from the decree of the District
Nehemiah Chase et al Defts } Court of Desmoines County

This day came the parties aforesaid by their solicitors and thereupon the defendants moved the Court to dismiss the appeal herein, for reasons on file, which motion being heard by the Court was sustained. It is therefore Ordered and Decreed that the appeal herein be dismissed and that ~~a writ of~~ Procedendo issue according to the court below. And it is further adjudged and decreed that the said defendant recover of the Complainant and the costs herein expended in this Court, and that execution issue for the same

Cadwalader G. Pelton, Pltf in Error } Writ of Error to the
against } judgement of the District
Jones, Bacon & Co Deft in Error } Court of Desmoines County

The court being now sufficiently advised of and concerning the plaintiffs motion to amend the writ of error herein do order that the said motion be sustained, and that the clerk of this Court amend said writ, which was done

William Phillips, Plff in error } Writ of Error to the judgment
against } of the District Court of
John Runnels, Defft in error } Jackson County

This cause now coming on for further hearing and the Court being sufficiently advised of and concerning the premises, affirm the Judgement of the Court below.

It is therefore considered by the court that the judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly And it is further considered by the court, that the defendant in error recover of the plaintiff in error the costs herein expended in this Court and that execution issue accordingly

Thomas Wyatt, Plff in error } Writ of error to the judgment of the
against } District Court of
John Bailey, Defs in error } Desmoine County

This day came the parties aforesaid by their attorneys, and this cause now coming on for hearing and the court being sufficiently advised of and concerning the premises affirm the judgment of the court below

It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly. And it is further considered by the court that the defendant in error, recover of the plaintiff in error the costs herein expended in this court, and that execution issue accordingly

Jesse D. Payne, Plff in error } Writ of error to the judgment
against } of the District Court of
Couch & Kineman Defts in error } Washington County

This cause now coming on for further hearing, and the court being sufficiently advised of and concerning the premises, affirm the judgment of the Court below

It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly. And it is further considered by the court that the defendant in error recover of the plaintiff in error the costs herein expended in this court, and that execution issue accordingly

Timothy McCarthy, Plff in error } Writ of error to the judgment
against } of the District Court of
Moses Archy, Deft in error } Dubuque County

This day came the defendant by his attorney and filed herein his motion to affirm the judgment of the court below

On motion of R. P. Lowe Esq, Eustis Morris Esq an attorney and counsellor at law, licenced by the judges of the Supreme Court of the state of Tennessee, was enrolled as an attorney in this court. And the said Eustis Morris was sworn to support the constitution of the United States, and to faithfully to demean himself as an attorney and Counsellor at law of this court 3 S

Joseph Bennet, compt
against
William L. Smith
by his Guardian J. C Day, Deft 3 } In Chancery. From the decree of the District Court of Muscatine County

This day comes the complainant by his solicitor & suggests the death of the defendant, and Charley Steally the admnistrator is substituted. And on motion of said complainant a rule was granted herein against the said Charles Steally, administrator of said Wm L Smith deceased, to file his assignment of errors by to morrow morning

Henry L. Jennison, Compt 3
against
William L Smith, deft
by his Guardian J C Day } In Chancery. From the decree of the District Court of Muscatine County

This day comes the complainant by his solicitor & suggests the death of the said defendant, and on his motion, it is ordered that Charley Steally, the administrator of said deceased defendant be made defendant herein, and on the further motion of said Complainant, a rule is granted him herein against the said Charley Steally administrator as aforesaid returnable on tomorrow morning to shew cause why he does not file an assignment of errors herein

Silas M. Farber etal, Compts
against
Alexander Levi, Deft. } In Chancery. An appeal from the decree of the District court of Dubuque County

It is ordered that this cause be continued until next term

Ebenezer Cook etal Plff in error
against
Pres. Dir & Company of the Steuben County Bank Defts in error } Writ of error to the judgment of the District Court of Scott County

This day came the defendants in error by their attorney, and suggested a demunction of the transcript of the record filed herein, and on their motion a writ of certiorari is awarded them herein, to be directed to the Clerk of the District Court of Scott County requiring him to certify and send up to this court

forthwith, a more full and compleate transcript of the record and proceedings in the Court below

Shuppleton & Pitzer Complts } In Chancery An appeal from
against } the decree of the District Court
George W. Lenking Deft } of Jefferson County

This day came the parties aforesaid by their attorneys and this cause now coming on for hearing the Court took the same under advisement

David E. Edgar, Plt in error } Writ of error to the judgment
against } of the District court of Jefferson
William Coldwell, Deft in error } County

This day came the parties aforesaid by their Solicitors and this cause now coming on for hearing, the Court took the same under advisement

Cadwallader G. Pelton, Plt in error } Writ of error to the judgment
against } of the District court of
Jones, Bacon & Co. Defts in error } Desmoney County

The defendants by their attorney moved the court to strike from the writ of error, the transcript of the record filed herein which motion being argued and the court not being sufficiently advised of the same, took time to consider thereof

Ordered that the court adjourn until tomorrow morning at nine o'clock

T. S. Wilson } Associate Judges
J. Williams } Supreme Court

Friday Morning, January 10. 1845

Court met pursuant to adjournment

Present, the Honorable

Charles Mason, Chief Justice
Joseph Williams & Associate
Thos. S. Wilson } Justices

Cadwallader G. Pelton, Plt in error } Writ of error to the judgment
against } of the District Court of
Jones Bacon & Co. Defts in error } Desmoney County

The court being now sufficiently advised of and concerning the defendants motion to strike from the writ of error the transcript of the record filed herein

do order that said motion be overruled, and thereupon the defendants filed their joinder in error, and by agreement of the parties filed.- It is ordered that this cause be continued until next term

Joseph J Hoopes, Pff in error } Writ of error to the judgment
against } of the District Court of
Jonathan Evy Def in error } Muscatine County

This day came the parties aforesaid by their attorneys and this cause now coming on to be heard, and the Court being now sufficiently advised of and concerning the premises affirm the judgment of the court below

It is therefore considered by the court that the judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly And it is further considered by the court that the defendant in error recover of the plaintiff in error the costs herein expended, in this court, and that execution issue for the same

Joseph J Hoopes &
John L Larkin Pff, in error } Writ of error to the judgment
against } of the District Court of
Jonathan Evy Def in error } Muscatine County

This day came the parties aforesaid by their attorneys and this cause now coming on to be heard and the Court being now sufficiently advised of and concerning the premises, affirm the judgment of the Court below

It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly. And it is further considered by the court that the defendants in error recover of the plaintiff in error the costs herein expended in this court and that execution issue for the same

John C Sheppard, etal Pff in error } Writ of error to the judgment
against } of the District court of
John Wilson Def in error } Scott County

This day came the parties aforesaid by their attorneys and this cause now coming on to be heard, and the Court being now sufficiently advised of and concerning the premises affirm the judgment of the Court below It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the Court below accordingly And it is further considered by the Court that the defendant in error recover of the plaintiffs in error the costs herein expended in this

court and that execution issue for the same

Peter D Harmen, Pff in error
against
William Goodrich, Deft in error
} Writ of error to the Judgment of the District Court of Johnson County

The Court not being sufficiently advised of and concerning the premises herein do order that this cause be re argued.

John L. Welch, Pff in error
against
David Goble, Deft in error
} Writ of Error to the judgment of the District Court of Washington County

This day came the defendant in error by his Attorney and moved the Court to dismiss the writ of Error herein for reasons on file, which motion being heard was sustained by the Court It is therefore considered by the Court that the writ of error herein be dismissed and that a writ of procedendo issue to the Court below accordingly And it is further considered by the Court that the defendant in error recover of the plaintiff in error his costs herein expended in this Court and that execution issue for the same

Alphaes Wright, Compt
against
Isaac Z. Shuck, Deft
} In Chancery. An appeal from the decree of the District Court of Louisa County

This day came the parties aforesaid by their Solicitors, and this cause now coming on to be heard and the Court having heard the arguments of Counsel on both sides took the same under advisement

Ordered that this court be adjourned until to morrow morning at one oclock

J. J. Williams
T. S. Wilson
} Associate Judges Supreme Court.

Saturday morning January 11. 1845

Court met pursuant to adjournment

Present the Honorable

Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

Abner Leonard complt } In Chancery. Appeal from the decree of the District
against } Court of Monroe County
Regis G. Robbins defts }

This day came the parties aforesaid by their Solicitors and thereupon the appellee moved the Court to dismiss the appeal herein, which motion was sustained by the Court

It is therefore ordered and adjudged by the Court that the appeal herein be dismissed and that a writ of procedendo issue to the Court below accordingly. It is further ordered and decreed that the appellant pay to the appellee the costs herein expended in this Court, and that execution issue for the same

John Chambers, Pff in error } Writ of error to the judgment of the District Court
against } of Lewis County
William Chambers, defts in error }

It appearing to the satisfaction of the Court that the matters in controversy between the parties herein have been settled It is therefore considered by the court that the writ of error herein be dismissed and that the defendant in error recover of the plaintiff in error the costs herein expended in this Court, and that execution issue for the same

Charles C Van, Pff in error, } Writ of error to the judgment of the District Court of
against } Jefferson County
Edwin Manning Def. in error }

This day came the parties aforesaid by their Attorneys and this cause coming on for hearing, the Court took the same under advisement

Joseph Ramsey Pff in error } Writ of error to the judgment of the District Court of
against } Greenbrier County
John Duke Defn in error }

On motion of the defendant in error by his attorney It is ordered that the clerk of this Court issue the writ of procedendo awarded in this cause heretofore

Josiah Luckey Pff in error } Writ of error to the judgment of the District Court of Greenbrier
against } County
Charles Pepper Defn in error }

By consent ordered that this cause be continued until next term

Joseph Bennett Complt
against
Charles Keally adm
of Wm L Smith dec. Deft

In Chancery from the District Court of Muscatine County.

This day came the parties aforesaid by their attorneys and thereupon the defendant moves the Court to strike this cause from the Docket of this court which motion being argued was sustained by the Court

It is therefore considered by the court that this cause be stricken from the docket of this court and by the consent of the attorneys it is further considered that the plaintiff recover of the defendant the Costs herein expended in this Court And that execution issue therefor

Henry L Jennison Complt
against
Charles Keally adm
of Wm L Smith dec'd Deft

In Chancery. From the District Court of Muscatine County

This day came the parties aforesaid by their attorneys and thereupon the defendant moves the court to strike this cause from the docket of this court, which motion on being argued was sustained by the Court

It is therefore considered by the court that this cause be stricken from the docket of this court and by the consent of the attorneys it is further considered that the plaintiff recover of the defendant the Costs herein expended in this court and that execution issue therefor

Cornelius Cravens Plff in error
against
Emily Cravens et al. defts in error

Writ of error to the judgment of the District Court of Cantonment County

This day comes the defendants in error by their attorney and suggest the death of the ~~Plaintiff~~ in error and of the appointment of Elisha G. Price administrator of said deceased And thereupon said defendants in error moved the court that said administrator be made a party to the judgment rendered in this cause at the last term of this court which motion was sustained by the Court It is therefore considered by the court that the defendants in error recover of the said Elijah G. Price administrator as aforesaid the Costs expended herein in this court and that execution issue therefor to be levied of the personal estate of said decedent in the hands of said administrator

Henry McSalmon, Plff in Error
against
The United States. Defts in Error
} Writ of Error to the judgment of the District Court of Lee County

This day came the plaintiff in error by his attorney and thereupon L D. Stockton Esqr prosecuting attorney moved the Court to affirm the judgment of the Court below which motion being heard was sustained by the Court It is therefore considered by the Court that the judgment of the Court below be affirmed and that a writ of procedendo be issued to the Court below accordingly It is further considered the plaintiff in error pay the costs herein expended in this Court. and that execution issue therefor

William Lamb, Compt
against
Edward Reynolds
Adam Miller Defts
} In Chancery Appeal from the decree of the District Court of Jefferson County

By consent of parties it is ordered that this cause be continued until next term

Aaron Burkadink Plff in error
against
John Martin Baker Deft in error
} Writ of error to the judgment of the District Court of Washington County

This day came the parties aforesaid by their attorneys and thereupon the plaintiff in error suggested a diminution of the transcript of the record filed herein and moved the Court for a writ of Certiorari to issue to supply said diminution, which motion being argued was overruled by the court.

Timothy McCarthy, Plff in error
against
Moses Archy , Deft in error
} Writ of error to the judgment of the district court of Dubuque County

The court being now sufficiently advised of and concerning the defendants motion to affirm the judgment of the court below do order that said motion be sustained It is therefore considered by the court that the judgment of the court below be affirmed and that a court of procedendo issue to the court below accordingly It is further considered by the court that the defendant in error recover of the plaintiff in error the costs herein expended in this court and that execution issue therefor

Herman Chadwick, Plff in error
against
Enoch Brown Deft in error
} Writ of error to the judgment of the District Court of Dubuque County

It is ordered that this cause be continued until next term

John White &c Pff in error } Writ of error to the judgment
against } of the District Court of
Henry G. Mallard Deft in error } Jackson County

It is ordered by the court that this cause be continued until next Term

John O'Sullivan &c Pff in error } Writ of error to the judgment
against } of the District Court of
Keigh Bowen Deft. in error } Dubuque County

It is ordered by the court that this cause be continued until next Term

Henson Simpson &c Pff in error } Writ of Error to the judgment
against } of the District Court of
Thompson A. Longacre Deft in error } Jackson County

It is ordered by the court that this cause be continued until next Term

William R. Edgar &c Pff in error } Writ of error to the judgment
against } of the District Court
John M. Wilkinson who } of Cedar County
sues for the use of Addison &c Deft in error }
Daniels &c

It is ordered that this cause be continued until next term

Bissel & Emmons &c Pffs in error } Writ of Error to the judgment
against } of the District
Joseph C. Hales Deft in error } Court of Dubuque County

It is ordered by the court that this cause be continued until next Term

Barnes & Snyder &c Pffs in error } Writ of error to the
against, } judgment of the District
Jeremiah Barge &c Deft in error } court of Clinton Co.

On motion of the defendant in error, by his attorney and it appearing to the satisfaction of the court, that the judgment rendered herein at the last term of this court was incorrectly entered by the clerk It is therefore ordered by the court that said judgment be and the same is hereby set aside, and this cause now coming on for further hearing and the court being now sufficiently advised of and concerning the premises affirm the judgment of the court below It is therefore considered by the Court that the judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly and that the defendants in error recover of the plaintiffs in error, the costs herein expended in this court.

Gordon & Cannahill Plffs in error } Writ of error to the judg-
against } ment of the District
John C Atkinson Defft in error } Court of Muscatine County

On motion of the defendant in error by his attorney it is ordered by the court, that the Clerk of this Court shall issue another execution on the judgment rendered in this cause, that he endorse thereon that the amount thereof to be collected without reference to the valuation laws

George W. Wight & } Plffs in error } certiorari to the judgment
George W. Wight } of the District Court of
against } Des Moines County
The United States Defts in error }

This cause this day came on for hearing and the court having heard the arguments of counsel on both sides, took the same under advisement &c

Marsh, Lee & Delavan, Plffs in error } Writ of error to the judg-
against } ment of the District
Thomas F Reddick & al. Defts in error } Court of Lee County

And

Marsh, Lee & Delavan, Plffs in error } Writ of error to the judg-
against } ment of the District Court
Thomas F Reddick & al. Defts in error } of Henry County

In the above cases on motion of defendants in error and by consent of Counsel for plaintiffs It is ordered that a rule be made on the plaintiffs to return to the clerk the records in the above entitled suits together with the written arguments of the Counsel for the defendant which are now in possion of Counsel by consent by Thursday morning next, or in default thereof, that the above suits be dismissed for want of prosecution

Timothy Fanning Plff in error } Writ of error to the judg-
against } ment of the District Court
Thomas McCraney Deft in error } of Dubuque County

This cause now coming on for hearing and the Court being now sufficiently advised of and concerning the premises affirm the judgment of the court below

It is therefore considered by the court that the judgment of the court below be affirmed. and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the defendant in error recover of the plaintiff in error the costs herein expended in this court and that execution issue therefor

Thomas B. Johnson, etal Plfs in error } Writ of Error to the judg-
against } ment of the District
Arthur Bridgman, etal Defts in error } Court of Muscatine County

This day came the parties aforesaid by their attorneys and thereupon the defendants moved the court to dismiss the writ of Error herein, for reasons on file which motion being heard and the court being now sufficiently advised of and concerning the same do order that said motion be overruled

James McDaniel Plfs in error } Writ of error to the judgment
against } of the District Court of
Smith, Brothers Co Defts in error } Louisa County

This cause now coming on for hearing and the court being now sufficiently advised of and concerning the premises affirm the judgment of the court below It is therefore considered by the court, that the judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly And it is further considered by the court that the defendants in error recover of the plaintiffs in error the sum of thirteen dollars and fifty cents damages the same being six per cent per annum on the amount of the judgment in the court below from the time of the rendition of said judgment And also the costs herein expended in this Court

Ordered that the court adjourn until ~~to~~ monday morning ~~until~~ 9 oclock

J. S. Wilson } Associate
J. Williams } Judges Sup Court

Monday Morning January 13th 1845 Court met pursuant to adjournment

Present the Honorable

Charles Mason Chief Justice
Joseph Williamson } Associate Justices
Thomas S. Wilson }

Harrison E. Dickinson } Complt } In Chancery, An appeal from a
against } Decree of the District Court of
Nehemiah Chase &c. } Defts } Des Moines County. —

On motion of the complainant by his Solicitor It is ordered by the Court that the order made herein on a former day of this term, dismissing the appeal herein, be and the same is hereby set aside. —

Woods, Christy & Co. Plffs
against
Silas Height Et al Defts
} On an Execution

On motion of the plaintiffs by their Attorney, It is ordered by the court that a rule be granted against A. Mc. Lyon late Sheriff of VanBuren County returnable on the first day of the next term of this court, to shew cause, if any he can why he has not paid to the said plaintiffs the money Collected by him on an execution issued from the Clerks office of this court in favor of said plaintiffs against said Defendants.—

Charles C. Cooke Et al Plffs
against
The United States Defts
} Certiorari to the Judgment of the District Court of Linn County.—

By agreement of the parties by their Attorneys filed, It is ordered that this cause be continued until the next term of this court, without any prejudice to either party in consequence of this Continuance.—

Jacob Bonsell Plff
against
The United States Dcft
} Certiorari to the Judgment of the District Court of Linn County.—

By agreement of the parties by their Attorneys filed, It is ordered that this cause be continued until the next term of this court, without any prejudice to either party in consequence of this continuance.—

Rosea M. Gray Plff in Error
against
Lewis D. Phillips use &c. Deft in Error
} Writ of Error to the Judgment of the District Court of Linn County.—

On motion of the plaintiff in Error by his Attorney, It is ordered by the court that the writ of Certiorari awarded herein on a former day of this term, be returnable on the first day of the next term of this court, and it is further ordered that this cause be continued until the next term of this court.—

Henry Mc. Salmon Plff in Error
against
The United States Deft in Error
} Writ of Error to the Judgment of the District Court of Lee County.—

This day came the plaintiff in Error by his Attorney, and moved the court to setaside the order made in this cause on a former day of this term, affirming the Judgment of the court below, which motion being argued and the court being sufficiently advised of the same, do order that said motion be overruled.—

Hezekiah Musgrave Plff in Error
against
John M. Brady & 6. Defts in Error
} Writ of Error to the Judgment of the District Court of Muscatine County.—

This day the Defts in Error by their Attorney, moved the court to dismiss the writ of Error herein for reasons on file, which motion the court took under advisement.—

William S. Edgar
against
Enos Lowe

Deft in Error } writ of Error to the Judgment of the District Court of Desmonies County —

This day came the Defendant in Error by James M. Grimes his Attorney and by leave of the court, entered a Remittitur of the sum of Thirty nine Dollars and ninety seven cents part and parcel of the Judgment of the court below rendered in favor of said Defendant in Error against said plaintiff in Error. —

It is ordered by the court, that the Marshall furnish for the use of this court one Hundred Copies of a Catalogue of Books belonging to the Territorial Library. —

The United States
against
Milton Bartholomew

Deft } writ of Certiorari to the Judgment of the District Court of Desmonies County —

This day this cause came on for hearing, and the court having heard the argument of Counsel on both sides, took the same under advisement. —

Ordered that Court adjourn until tomorrow morning 9 o'clock. —

Charles Mason
Chief Justice

Tuesday Morning January 14th 1845 Court
Met pursuant to adjournment
Present the Honorable
Charles Mason Chief Justice
Thomas S. Wilson } Associate
Joseph Williams } Justices

Hosea W. Gray
against
Lewis D. Phillips use &c.

Pff in Error } writ of Error to the Judgment of the District Court of
Deft in Error } Lucas County. —

This day came the parties aforesaid by their attorneys, and on motion of said Defendant in Error, it is ordered by the court that the order of Continuance made in this cause on yesterday, be and the same is hereby Setaside, and on motion of the plaintiff in Error leave is granted him until tomorrow morning to file his assignment of Errors herein. —

Elizabeth Lehord Administratrix of } Pff in Error } writ of Error to the Judgment
the Estate of Elias P. Lehord Dec'd } of the District Court of
against } Cedar County. —
George McCoy } Deft in Error

It appearing to the satisfaction of the court that the name of the Administratrix of the estate of said Elias P. Lehord deceased is Elizabeth C.

and not Phebe Chord in whose name this cause was revived, It is therefore ordered that this cause be accordingly revived in the name of Elizabeth Chord administratrix as aforesaid, and it is further ordered by the Court that the Judgment rendered at the last term of this Court in this cause be and the same is hereby setaside, - and this cause now coming on for further hearing and the Court being sufficiently advised in the premises, affirm the Judgment of the Court below. It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue according and that the Defendant in Error recover of the said Elizabeth Chord administratrix as aforesaid the costs herein expended in this Court, and that execution issue therefor, to be levied of the personal estate of said decedant in the hands of said Administratrix. —

Chyder & Young
against
Thomas M. Isett

Pffs in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Muscatine County. —

This day this cause came on for hearing, and the Court took the same under advisement. —

Isaac D. Bruce
against
Charles Smetland

Pff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Cedar County. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendant moved the Court to quash the writ of Error herein for reasons on file, which motion being argued, and the Court being now sufficiently advised in the premises, Do order that said motion be overruled, and on motion of the plaintiff in Error leave is granted him by the Court to amend the writ of Error herein. —

Hezekiah Mousgrave
against
John W. Brady &c.

Pff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Muscatine County. —

The Court being now sufficiently advised of and concerning the Defendants motion to dismiss the writ of Error herein, Do order that said motion be overruled. —

Benjamin S. Roberts
against
Samuel Smith use of
Arthur Nafferty

Pff in Error } Writ of Error to the Judgment of the District Court of Lee County —
Deft in Error }

This day came the plaintiff in Error by his Attorney and this cause now coming on to be heard, and the Court having heard the argument of Counsel on the part of the plaintiff in Error, took the same under advisement. —

James W. ~~Musgrave~~ Musgrave
against
The United States

Pff in Error } Writ of Error to the Judgment of the District Court of Linn County. —
Deft in Error }

This day this cause came on for hearing and the

Court having heard the argument of Counsel on both sides, took the same under advisement.—

Alexander A. Wilson against Joseph Bughell — Compt / Deft — In Chancery. An appeal from a Decree of the District Court of Jefferson County.—

This Cause now coming on for hearing, ~~and~~ the Court took the same under advisement.—

Joseph Bennett against Charles Stealey Administrator of Wm L. Smith. — Compt / Deft — In Chancery, from the District Court of Muscatine County.—

and

Henry L. Jennison against Charles Stealey admr of Wm L. Smith — Compt / Defts — In Chancery, from the District Court of Muscatine County.—

On Motion of S. C. Hastings Esqr. attorney for said Defendants, It is ordered by the Court that he have leave to withdraw the transcripts of the record filed herein in the two above caused.—

Ordered that Court adjourn until tomorrow Morning 9 o'clock.—

J. Williams / T. S. Wilson — Associate Justices Supreme Court

Wednesday morning January 15th 1845 Court met pursuant to adjournment

Present the Honorable

Charles Mason Chief Justice
Joseph Williams & Thomas S. Wilson — Associate Justices

Isaac D. Bruce against Charles Grettands — Pff in Error / Deft in Error — writ of Error to the Judgment of the District Court of Cedar County.—

This day came the parties aforesaid by their Attorneys, and thereupon the Defendant in Error moved the Court to continue this cause until the next term of this Court which motion being heard was sustained by the Court, It is therefore ordered by the Court that this Cause be Continued until the next Term.—

Henry Neil
against
John Neil

Plff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Keomonies County.—

This cause this day the plaintiff in Error by his Attorney and suggested a deminution of the transcript of the record filed herein, in this, that the clerk has failed to copy into said record a Bill of particulars of set-off filed by said plaintiff in Error, in this cause in the court below— and on his motion, It is ordered by the Court that ~~the~~ a writ of certiorari issue herein directed to the Clerk of the Court below requiring him to certify and send up on or before the first day of the next term of this Court, ~~requiring~~ a more full and compleate transcript of the record and proceedings had in the court below— and it is further ordered that this cause be continued until the next term of this court.—

Aaron Burkadink
against
John Martin Baker

Plff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Washington County—

This cause this day coming on for hearing, the same is submitted to the court for their adjudication.—

Alonzo Child & Co.
against
Robert L. Risk

Plffs in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Washington County—

This day this cause came on for hearing, the same with the written argument of the counsel, is submitted to the court for their adjudication.—

James M. Woods
against
Luke Hughes

Plff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Keomonies County.—

This day this cause came on for hearing, the same, on the written arguments of the counsel, is submitted to the court for their adjudication.—

James A. Cunningham
against
Wesley Depew Et. al.

Compt
Defts.

} In Chancery. On appeal from a Decree of the District Court of Jefferson county—

This day this cause came on for hearing, the same, on the written arguments of the counsel, is submitted to the court for their adjudication.—

William R. Kerr
against
Robert Stewart

Plff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Muscatine County.—

This day the cause the Defendant in Error by his Attorney moved the court to strike from the Docket this cause for reasons on file, which motion being heard, was overruled by the Court.—

Joseph J. Hoopes — Plff in Error
against
Jonathan Evey — Defdt in Error

} writ of Error to the Judgment of the District Court of Muscatine County.

This day Came the parties aforesaid by their Attorneys, and thereupon the plaintiff in Error moved the court to modify the Judgment rendered herein at this court, which motion being heard was overruled by the court.

Jesse D. Payne — Plff in Error
against
Couch & Kinsman — Defts in Error

} writ of Error to the Judgment of the District Court of Washington County.

The court not being sufficiently advised of and concerning the premises herein, Do therefore order a reargument of this cause.

James W. Woods Et. al. — Plffs in Error
against
The Board of Comrs. of Van Buren county — Defdt in Error

} writ of Error to the Judgment of the District court of Van Buren county.

This cause this day coming on for hearing, the same, on the written argument of the counsel is submitted to the court for their adjudication.

Benjamin S. Roberts — Complt
against
Samuel Smith Et. al. — Defts

} In chancery. An appeal from the Decree of the District court of Lee county.

This day this cause came on for hearing, the same, on the written argument of the counsel is submitted to the court for their adjudication.

It is ordered by the Court, as of the first day of this term, that William G. Woodward Esqr. an attorney of this court, be and he is hereby appointed United States District Attorney protem for this term of this court, Mr. J. S. Dekker the District Attorney being absent.

Temple & Funck — Plffs in Error
against
Carstens Angelrodt & Co. — Defts in Error

} writ of Error, to the Judgment of the District Court of Muscatine County.

This day this cause came on for hearing, the same, on the written argument of the counsel, is submitted to the court for their adjudication.

Thomas B. Johnson Et. al. — Plffs in Error
against
Arthur Bridgman Et. al. — Defts in Error

} writ of Error to the Judgment of the District Court of Muscatine County.

This day this cause came on for hearing, the same, on the written argument of the Counsel, is submitted to the Court.

Jeremiah Young Et. al.
against
Thomas M. Isett — Deft

} Complt. In Chancery. An appeal from a Decree of the District Court of Muscatine County.

On motion of the Defendant by his Solicitor, It is ordered by the court that the appeal herein be dismissed. It is therefore Considered by the court that the Defendant recover of s

plaintiffs the costs herein expended in this court and that an execution issue therefor, and it is further ordered that a writ of procedendo issue to the court below in pursuance of the foregoing judgment dismissing the appeal herein.

James Caldwell et al
against
Ignations Byrns

Plff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Jefferson County.

It is ordered by the court that this cause be continued until next Term.

Marsh, Lee & Deleraw
against
Thomas H. Rodericks Ads.

Plffs in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Henry County.

This day this cause came on for hearing, the same on the mitten argument of the counsel, is submitted to the court.

John Carothers
against
William Green

Plff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Johnson County.

This day this cause came came on for hearing, the same on the mitten argument of the counsel, is submitted to the court.

Bissell & Shaw
against
John Maguire

Plffs in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Dubuque County.

It is appearing to the satisfaction of the court, that the judgment rendered herein at the last term of this court was ~~entered~~ erroneously entered through mistake, It is therefore considered by the court that the said judgment be and the same is hereby setaside — And this cause now coming on for further hearing and the court being now sufficiently advised in the premises, affirm the judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the said Defendant recover of the said plaintiffs in Error the costs herein expended in this court and that execution issue therefor.

James T. Shearenger
against
Benjamin Frye

Plff
Deft

} On a judgment of this court

On motion of the plaintiff by his Attorney, It is ordered by the court, that a writ of venditioni exponas issue on the return of the Sheriff made on the execution which issued in this cause and that the clerk endorse thereon that said property be exposed to sale without any reference to the valuation Law.

Ordered that court adjourn until tomorrow morning 9 o'clock

J. S. Wilson } Associate Justices
J. Williams } Supreme Court &c

Thursday Morning January 16th 1845 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams & Thomas S. Wilson } Associate Justices

Peter Moore
against
William G. Ross

Plff in Error } writ of Error to the Judgment of the District Court of
Dft in Error } Des Moines County.

This Cause this day came on for further hearing and the Court being now sufficiently advised in the premises, affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court and that an execution issue for the same.—

John G. Deshler
against
Sael Foster

Plff in Error } writ of Error to the Judgment of the District Court of
Dft in Error } Muscatine County.

This Cause this day came on for further hearing, and the Court being now sufficiently advised in the premises, affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the plaintiff in Error the costs herein expended, and in this Court and that execution issue therefor.—

Culbertson & Finch
against
John F. Tomlinson

Plffs in Error } writ of Error to the Judgment of the District Court of
Dft in Error } Cedar County.

This cause this day came on for hearing, and the Court being now sufficiently advised in the premises, affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the said Defendant in Error recover of the said plaintiffs in Error the costs herein expended in this Court and that execution issue therefor.—

Titus R. Fry
against
Walter Butler and Chauncey Straw

Plff in Error } writ of Error to the Judgment of the District Court of
Dfts in Error } Johnson County.

This day came the plaintiff in Error by his Attorney and suggested the death of Walter Butler one of the Defts in Error herein, It is therefore ordered that this suit abate as to him, and on motion of said plaintiff in Er..

is ordered by the Court that this cause be revived in the name of William L. Gilbert administrator of the estate of the said Walter Butler deceased.—

William Long Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Gabriel Long use &c. Deft in Error } Muscatine County.—

This day this cause came on for hearing, and the Court took the same under advisement.—

O. S. X Peck Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Ebenezer D. Ayers Deft in Error } Lee County.—

This day came the plaintiff by his Attorney and suggested a deminution of the transcript of the record filed herein in this, "that in the above suit in the Court below, before any Judgment by default or otherwise a plea was filed with notice of Set off, and that no Judgment was ordered by the Court until after plea filed" and on Motion of said plaintiff in Error a writ of Certiorari is awarded him herein directed to the Clerk of the District Court of Lee County requiring him to certify and send up to this Court on or before the first day of the next term of this Court a more full and Complete transcript of the record and proceedings had in the Court below— and it is further ordered that this Cause be continued.—

Asbury B. Porter Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Ms. Iskaff Sigler Deft in Error } Henry County.—

On Motion of the plaintiff by his Attorney, and he having suggested a deminution of the transcript of the record filed herein, in this that but half of the Bill of Exceptions by mistake of the Clerk has not been sent up—. It is therefore ordered by the Court that a writ of Certiorari issue herein directed to the Clerk of the District Court of Henry County requiring him to certify and send up to this Court on or before the first day of the next term of this Court, a more full and Completo transcript of the record and proceedings had in the Court below, and it is further ordered that this Cause be continued.—

Jesse D. Payne Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Leutch & Kinsman Defts in Error } Washington County.—

This day came the plaintiff in Error by his attorney and filed herein a petition for a rehearing of this cause, and on his motion, It is ordered by the Court that a rehearing be granted in this cause, and it is further ordered that this Cause be continued until the next term.—

Mary Ann Wilford
against
William Miller

Pltff in Error } writ of Error to the Judgment of the District Court of
Deft in Error } Cedar County

This day this cause came on for hearing, and the court being now sufficiently advised of and concerning the premises, affirm the judgment of the court below, It is therefore considered by the court that the judgment of the court below, be affirmed, and that a writ of procedendo issue accordingly, And it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court, and that execution issue therefor.—

Francis McDonold Et al
against
John T. Lightfoot

Pltffs in Error } writ of Error to the Judgment of the District Court of
Deft in Error } Lee County.—

This day this cause came on for hearing and the court being now sufficiently advised of and concerning the premises, reverse the judgment of the court below, It is therefore considered by the Court that the judgment of the court below be reversed and setaside, And that a writ of procedendo issue to the court below accordingly, And it is further considered by the court that the plaintiffs in Error recover of the Defendants in Error the costs herein expended in this court and that execution issue therefor.—

Joseph M. Parker
against
Richard Stewart

Pltff in Error } writ of Error to the Judgment of the District Court of
Deft in Error } Jefferson County.—

This day this cause came on for further hearing and the Court being now sufficiently advised of and concerning the premises, reverse the judgment of the court below, It is therefore considered by the court that the judgment of the court below be reversed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the plaintiff in Error recover of the ~~plaintiff~~ Defendant in Error the costs herein expended in this Court and that an execution issue therefor.—

George W. Right and George B. Right
against
The United States

Pltffs } writ of Certiorari to the judgment or order of the District Court of
Deft } Boonoines County.—

This cause this day came on for further hearing and the Court being now sufficiently advised in the premises, affirm the judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed— ~~and that a writ of procedendo issue to the court below accordingly~~ And it is further considered by the court that the said plaintiffs George W. Right and George B. Right pay to the ~~said~~ costs herein expended in this court and that execution issue for the same

The United States
against
Thomas Dicky

Deft in Error } writ of Certiorari to the Judgment of the District Court of Jefferson County &c

This cause this day coming on for further hearing and the court being now sufficiently advised in the premises, affirm the judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the plaintiff pay the costs herein in this court expended - —

The United States
against
Henry Shepard

Deft in Error } writ of Certiorari to the Judgment of the District Court of Jefferson County. —

This cause this day coming on for further hearing and the court being now sufficiently advised in the premises, affirm the judgment of the court below, It is therefore considered by the court the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the plaintiff pay the costs herein in this court expended. —

James M. Moargrave
against
The United States

Deft in Error } writ of Error to the Judgment of the District Court of Lion County —

This day this cause came on for further hearing and the court being now sufficiently advised in the premises, reverse the judgment of the court below, It is therefore considered by the court that the judgment of the court below be reversed and setaside. —

Benjamin S. Roberts
against
Samuel Smith for the use of Arthur Halferty

Deft in Error } writ of Error to the Judgment of the District Court of Lee County —

This day this cause came on for further hearing and the court being now sufficiently advised in the premises, reverse the judgment of the court below, It is therefore considered by the court that the judgment of the court below be reversed and setaside, and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the said plaintiff in Error recover of the said Defendant in Error the costs herein expended in this court and that execution issue therefor — And on motion of said plaintiff in Error a rule is granted him herein against Arthur Halferty returnable at the next July term of this Court to shew Cause if any he can why Judgment shall not be rendered against him for the costs in this cause —

Mary Stratton
against
Samuel S. Shintaffer

Pff in Error
Deft in Error

} writ of Error to the Judgment of the District court of Cedar county.

This day this cause came on for further hearing and the court being now sufficiently advised in the premises affirm the judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court, and that execution issue therefor. —

Charles C. Van
against
Edwin Manning

Pff in Error
Deft in Error

} writ of Error to the Judgment of the District court of Jefferson county. —

This day this cause came on for further hearing and the court being now sufficiently advised in the premises, reverse the judgment of the court below, It is therefore considered by the court that the judgment of the court below be reversed & setaside and that a writ of procedendo issue to the court below accordingly and it is further Considered by the court that the plaintiff in Error recover of the Defendant in Error the costs herein expended in this court and that execution issue for the same. —

R. G. Anderson
Guardian &c
against
James Anderson

Pff in error
Deft in error

} writ of error to the judgment of the District Court of Lee Allamey County

This day came the parties aforesaid by their attorneys and thereupon the defendant in error, moved the court to dismiss the writ of error herein for reasons on file which motion being argued was overruled by the court and on motion of the plaintiff in error leave is granted, him to amend the writ of error herein which amendment was made

Thomas Darlington
against
John C Irwin

Pff in error
Deft in error

} writ of error to the judgment of the District Court of Wapello County

This day this cause came on for further hearing and the court being sufficiently advised in the premises affirm the judgment of the court below. It is therefore considered by the court that the judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly And it is further considered by the court that the defendant in error recover of the plaintiff in error the costs herein expended in this court and that execution issue therefor

Thomas B. Johnson et al. Plffs in error } Writ of error to the judg-
against } ment of the District Court
The United States Defts in error } of Muscatine County

This day this cause came on to be heard and the court having had the same under advisement and the court being now sufficiently advised in the premises affirm the judgment of the court below It is therefore considered by the court that the judgment of the court below be affirmed and that a writ of procedendo issue accordingly And it is further considered by the court that the plaintiffs in error pay the costs herein expended in this court and that execution issue therefor.

Alpheus Wright Complt } In Chancery - Appeal from
against } the Decree of the District
Isaac Z. Shuck Deft } court of Louisa County

This day this cause came on for further hearing & the court being now sufficiently advised in the premises reverse the decree of the court below It is therefore considered by the court that the Decree of the court below be reversed and set aside and that a writ of procedendo issue accordingly And it is further considered by the court the complainant recover of the defendant the costs herein expended in this court and that execution issue therefor.

Benjamin S. Roberts Complt } In Chancery, An appeal from
against } a Decree of the District-court
Samuel Smith and Arthur Halferty Defts } of Lee County.

This day this cause came on for further hearing and the court being now sufficiently advised in the premises, affirm the Decree of the court below, It is therefore considered by the court that the Decree of the court below be affirmed and that a writ of procedendo issue accordingly and that the said Defendants recover of the said complainant the costs herein expended in this court and that execution issue therefor.

Shurtleff Eton & Pitzer Complts } In Chancery, An appeal from
against } a Decree of the District court of
George W. Jenkins Deft } Jefferson County.

This day this cause came on for further hearing and the court being now sufficiently advised in the premises affirm the Decree of the court below, It is therefore considered by the court that the Decree of the court below be affirmed and that a writ of procedendo issue accordingly, and that the Defendant recover of the said complainants the costs herein expended in this Court and that execution issue therefor.

John Carothers
against
William Green

Pff in Error } writ of Error to the Judgment of the District court of
Dft in Error } Johnson County &c

This day this cause came on for further hearing and the court being now sufficiently advised in the premises affirm the Judgment of the court below, It is therefore considered by the court the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the said plaintiff in Error the costs herein expended in this court and that execution issue therefor. —

Hosea W. Gray
against
Lewis D. Phillips use &c.

Pff in Error } writ of Error to the Judgment of the District court of
Dft in Error } Linn County. &c

This day this cause came on for hearing, and the same with the written arguments of Counsel was submitted to the court. —

Hanson E. Dickinson
against
Nehemiah Chase et al

Complt } In Chancery. An appeal from the Decree of the District Court
Defts } of Desmoines county. &c

This day this cause came on to be heard and the court having heard the arguments of Counsel on both sides took the same under advisement. —

Samuel Marsh et al
against
Thomas F. Riddicks &c

Pffs in Error } writ of Error to the Judgment of the District Court
Defts in Error } of Lee County. &c

This day this cause came on for hearing and the same, with the written arguments of Counsel, is submitted to the court. —

Ordered that Court adjourn until tomorrow morning 9 o'clock. &c

J. Williams } Associate
T. S. Wilson } Judges &c

Court —

Friday Morning January 17. 1845 Court met
Pursuant to adjournment
Present the Honorable
Joseph Williams } Associate
Thomas S. Wilson } Justices

Peter D. Harman
against
William Goodrich

Pff in Error } writ of Error to the Judgment of the District court of
Dft in Error } Johnson County. &c

This day came the parties aforesaid by their Attorneys, and thereupon the Defendant moved the court to strike from the record the Bill of exceptions, which motion being argued, was overruled by the court. &c

R. G. Anderson Guardian &c. Plff in Error } Writ of Error to the Judgment
against } of the District Court of
James Anderson Deft in Error } Desmonies County.

This day came the parties aforesaid by their Attorneys, and thereupon the Defendant in Error withdrew his motion to continue this cause, and this cause now coming on to be heard and the same with the written arguments of the counsel is submitted to the court.

Hosea M. Gray Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Lewis D. Phillips use &c. Deft in Error } Linn County.

This day this cause came on for further hearing and the court being now sufficiently advised in the premises, affirm the judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue accordingly, and that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court and that an execution issue therefor.

William R. Kerr Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Robert Stewart Deft in Error } Muscatine County.

This day this cause came on for further hearing and the court being now sufficiently advised in the premises affirm the Judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue accordingly, and that the Defendant in Error recover of the plaintiff in Error the costs herein expended and in this court and that execution issue therefor.

William G. Woodward Esqr. United States prosecuting Attorney pro-tem for this term of this court, this day presented an account against the United States amounting to the sum of $60.00 which was examined by the Court, allowed and ordered to be certified by the clerk accordingly.—

James W. Woods Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Luke Hughes Deft in Error } Desmonies County.

By consent of parties, It is ordered that this cause be continued until the next term.

Samuel L. Fisher Plff in Error } Writ of Error to the Judgment
against } ment of the District Court
Bunker & Measey Defts in Error } of Washington County.

By Consent of parties, It is ordered that this cause be continued until the July court.

Ordered that Court adjourn until tomorrow morning 9 o'clock.

J. D. Wilson } Associate
J. Williams } Judges Sup Ct.

Saturday Morning January 18th 1845 Court met pursuant to adjournment
Present the Honorable
Joseph Williams } Associate
Thomas S. Wilson } Justices

Asbury B. Porter
against
Moses B. Cox who sues for the use of Jonathan Garrison } Plff in Error / Deft in Error } writ of Error to the Judgment of the District court of Henry County.

This day came the plaintiff in Error by his attorney and suggested a deminution of the transcript of the record filed herein in this, that the clerk has failed through mistake to certify up one half of the Bill of exceptions, and on his motion, It is ordered by the court that a writ of Certiorari be awarded herein directed to the clerk of the court below requiring him to certify and send up a more full and complete transcript of the record and proceedings had in the court below on or before the sitting of this court in July next, until which time this cause is continued —

Asbury B. Porter
against
Meshack Sigler } Plff in Error / Deft in Error } writ of Error to the Judgment of the District court of Henry County.

On motion of the plaintiff in Error by his Attorney, It is ordered by the court that the order awarding a writ of Certiorari in this Cause on a former day of this term, be and the same is hereby setaside - the said plaintiff in Error having withdrawn his suggestion of a deminution of the transcript of the record filed herein — & It is further ordered that this cause be continued until the sitting of this court in July next. —

Norton Munger Admr &c. Plff in Error
against
Richard Noble Deft in Error } writ of Error to the Judgment of the District court of Desmoines county —

This day this cause came on for hearing and the court having heard the arguments of Counsel on both sides, took the same under advisement. —

Ordered that Court adjourn until Monday Morning next 9 o'clock —

T. S. Wilson
J. Williams } Associate Supreme Court —

Monday Morning January 20th 1845.
Court met pursuant to adjournment
Present the Honorable
Joseph Williams } Associate
Thos. S. Wilson } Justices

Norton Monroe Admr &c. } Plff in Error } Writ of Error to the
against } Judgment of the District Court
Richard Noble } Deft in Error } of Desmoines County.

This day this cause came on for further hearing, and the court being now sufficiently advised in the premises reverse the the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be reversed & set-aside and that the Defendants in the court below have leave to plead to the merits, and that a writ of procedendo issue accordingly and it is further considered by the court that the plaintiffs in Error recover of the said Defendant in Error the costs herein expended in this court— and that execution issue therefor.—

William S. Edgar } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Enos Lowe } Deft in Error } Desmoines County.

This cause this day came on for hearing, and the court having had the same under advisement, and being now sufficiently advised in the premises, reverse the Judgment of the Court below, It is therefore considered by the court that the Judgment of the court below be reversed, and such further proceedings be had in the Court below as are not inconsistent with the opinions of this court, and that a writ of procedendo issue to the court below accoingly, and it is further considered by the court that the plaintiff in Error, recover of the Defendant in Error the costs herein expended in this court and that execution issue for the same.

Hezekiah Musgrave } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
John W. Brady Et al. } Defts in Error } Muscatine County.

This cause this day now coming on for hearing, the same is submitted to court for their adjudication—

Rezin B. Packard } Plff in Error } Writ of Error to the Judgment
against } of the District Court of
The United States } Deft in Error } Louisa County.

By consent of parties, It is ordered that this cause be continued—

Ordered that court adjourn until tomorrow morning 9 oclock.

T. S. Wilson Associate
J. Williams Assoc. Just

Tuesday Morning January 21st. 1845 Court met pursuant to Adjournment Present the Honorable Joseph Williams } Associate Thomas S. Wilson } Justices

R. G. Anderson Guardian &c. against James Anderson &c. } Plff in Error } Writ of Error to the Judgment of the District Court of Desmonies County } Defts in Error

This day this cause came on for further hearing, and the court having had the same under advisement and being now sufficiently advised in the premises, affirm the judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue accordingly and it is further considered by the court that the Defendants in Error recover of the plaintiff in Error the costs herein expended in this court and that execution issue therefor. —

William S. Burgess and William F. Starr against Claiborn Wilson } Plffs in Error } Writ of Error to the Judgment of the District court of Jefferson County } Deft in Error

This day this cause came on for further hearing and the court having now sufficiently advised in the premises affirm the judgment of the court below. It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiffs in Error the costs herein expended in this court that execution issue therefor. —

David C. Edgar against William Coldwell } Plff in Error } Writ of Error to the Judgment of the District court of Jefferson County. — } Deft in Error

This day this cause came on for further hearing and the court being now sufficiently advised of and concerning the premises, reverse the judgment of the court below, It is therefore considered by the court that the judgment of the court below be reversed and setaside, and that further proceeding be had in the court below, not inconsistent with the opinion of this court, and it is further considered by the court that the plaintiff in Error recover of the Defendant in Error the costs herein expended in this court and that execution issue therefor.

William Long against Gabriel Long use &c. } Plff in Error } Writ of Error to the Judgment of the District court of Muscatine County. — } Deft in Error

The Court not being agreed, as to what opinion they shall dilivir herein, Do order that this cause be continued until the setting of this court in July next. —

Nicholas Temple and Henry Smock against Carstens Anglerodt & Co. — Plffs in Error — Writ of Error to the Judgment of the District Court of Mercer County.

This day this cause came on for further hearing and the Court having had this cause under advisement, and being now sufficiently advised as to the law arising on the Demurrer of the plaintiffs in Error, filed herein, to the Defendants in Error plea in abatement do order that said Demurrer be overruled, and it is further ordered by the Court that the said plaintiffs in Error have leave to answer over — and it is ordered by the Court that this cause be continued until the sitting of this Court in July next. —

Garrett W. Powers against Samuel Bridges — Plff in Error — Writ of Error to the Judgment of the District Court of Des Moines County. —

This day this cause came on for further hearing and the Court having had the same under advisement, and the Court being now sufficiently advised in the premises, affirm the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue accordingly, and it is further considered by the Court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court and that execution issue therefor. —

Titus R. Fry against Walter Butler's Admr & Chauncey Swan — Plff in Error — Writ of Error to the Judgment of the District Court of Johnson County. —

This day came the parties aforesaid by their Attorneys, and thereupon this cause came on to be heard on the petition of the plaintiff in Error for a rehearing of this cause, which being argued and the Court not being sufficiently advised of the same took time to consider thereof. —

Ordered that Court adjourn until tomorrow morning 9 o'clock. —

J. S. Wilson
J. Williams
Associate Judges Supreme Court.

Wednesday morning January 22nd 1845 Court met pursuant to adjournment
Present the Honorable
Joseph Williams & Associate
Thomas S. Wilson Justices

United States } Writ of Certiorari to the Judgment
against } of the District Court of
Milton Bartholomew Deft } Desmoines County.

This cause this day came on for further hearing and the Court being sufficiently advised in the premises, reverse the Judgment of the court below— It is therefore considered by the court that this Judgment of the court below be reversed and set aside and a venire denovo awarded, and that a writ of procedendo issue accordingly. ~~—~~

John F. Webb and } Writ of Error to the Judgment
Thomas L. Thruston } Plffs in Error } of the District Court of
against } Des moines County—
Philip Mauro Dft in Error }

The court not being sufficiently advised in the premises herein Do order that this cause be continued until the sitting of this Court in July next. —

Alonzo Child & Co } Writ of Error to the Judgment
against } Plffs in Error } of the District Court of
Robert L. Risk Dft in Error } Washington County. —

This day this cause came on for further hearing and the court being now sufficiently advised in the premises, affirm the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiffs in Error the costs herein expended in this court, and that execution issue therefor —

James W. Woods and William Steele } Writ of Error to the Judgment
against } Plffs in Error } ment of the District court
The Board of Commissioners of } of Van Buren County
Van Buren County Defts in Error }

This day this cause came on for further hearing and the court having had the same under advisement, and the court being now sufficiently advised in the premises, affirm the Judgment of the court below— It is therefore considered by the court, that the Judgment of the court below be affirmed, and that a writ of procedendo issue accordingly, and it is further considered by the court, that the Defendants in Error recover of the said plaintiffs in Error the costs herein expended in this cau. and that an execution issue therefor. —

Aaron Burkadink, Pltff in Error; Writ of Error to the Judgment of the District Court of
against
John Martin Baker, Deft in Error; Washington County.—

This day this cause came on for further hearing and the court being now sufficiently advised in the premises, affirm the judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed, and that a writ of procedendo issue accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court, and that execution issue therefor.—

Jacob S. Rinearson assignee of John A. Bragg a Bankrupt, Pltff in Error; Writ of Error to the Judgment of the District court of
against
Robert Gray, Deft in Error; Louisa County.—

This day this cause came on for further hearing, the court having had the same under advisement, and the court being now sufficiently advised in the premises, affirm the judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court, and that execution issue therefor.—

Titus R. Fry, Pltff in Error; Writ of Error to the Judgment of the District court of
against
Walter Butler's admr & Charney Straw, Defts in Error; Johnson County.—

This day this cause came on for further hearing on the plaintiffs petition for a rehearing of this cause, and the court being now sufficiently advised in the premises, Do order that said petition for a rehearing be overruled.—

William L. Cook, Pltff in Error; Writ of Error to the Decree of the District court of
against
Rufus Ricker and Michael Bartlett, Defts in Error; Scott County.—

This day this cause came on for further hearing, and the court being now sufficiently in the premises, affirm the decree of the court below, It is therefore considered by the court, that the Decree of court below be affirmed and that a writ of procedendo issue accordingly, It is further considered by the court that the Defendants in Error recover of the plaintiff in Error the costs herein expended in this court, and that execution issue therefor.—

George Kay
against
James M. Isett Et al

Plff in Error
Defts in Error

writ of Error to the Judgment of the District Court of Des moines County.

The court not being sufficiently advised in the premises, It is therefore ordered that this Cause be continued until the sitting of this court in July next.

Thomas B. Johnson Et al
against
Arthur Bridgman Et al

Plffs in Error
Defts in Error

writ of Error to the Judgment of the District Court of Muscatine County.

This day this cause came on for further hearing and the court having had the same under advisement, and the court being now sufficiently advised in the premises, affirm the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue accordingly, and it is further considered by the court that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this court, and that an execution issue therefor.

Lawrence Maloney
against
The united States for the use of the Board of Comrs of Dubuque County

Plff in Error
Defts in Error

writ of Error to the Judgment of the District Court of Dubuque County.

This day this cause came on for further hearing and the court being now sufficiently advised of and concerning the premises, affirm the Judgment of the court below, It is therefore considered that the judgment of the court below be affirmed and that a writ of procedendo issue accordingly, and it is further considered by the court that the Defendants in Error recover of Plaintiff in Error the costs herein expended in this court, and that an execution issue therefor.

Lancelot Junkin
against
James McCully

Plff in Error
Dft in Error

writ of Error to the Decree of the District Court of Henry County.

This day this cause came on for further hearing and the court being now sufficiently advised in the premises, reverse the Decree of the court below, It is therefore considered by the court that the Decree of the court below be reversed and setaside as against Lancelot Junkin, and that further proceedings be had in the court below, consistent with the opinion of this court, and that a writ of procedendo issue accordingly, and it is further considered by the court that the ~~Defendants~~ plaintiff in Error recover of the Defendant in Error the costs herein expended in this court and that an execution issue therefor.

It is ordered by the court, that George S. Hampton the clerk of this court, procure for the use of this court, a press, for the seal of this court and that he present an account of the cost of the same to this court for their examination and allowance against the United States.

Boothe & Carter Plffs in Error } writ of Error to the Judgment
against } of the District court of
Brophy & Mullen Defendts in Error } Jones County. —

It appearing to the satisfaction of this court that the Defendants in Error in this court filed a bond, and sued out a writ of Error from the judgment of this court rendered at the last January Term of this court, to the Supreme court of the United States — and it further appearing to the satisfaction of the court, that the said Defendants in Error have failed to prosecute said writ of Error to the Supreme court of the United States, It is therefore ordered by the court that the clerk of this court issue an execution for the costs awarded herein by the judgment of this court at the last January Term. —

Antoine Lore Et. al. Plffs in Error } writ of Error to the Judgment
against } of the District court of
The United States Deft in Error } Dubuque County: —

It appearing to the satisfaction of the court that at the last term of this court on the rendition of the judgment herein, that the Defendants gave notice of their intention to take an appeal from said judgment to the Supreme court of the United States, and it further appearing to the satisfaction of this court that the said Defendants have not prosecuted said appeal, It is therefore ordered that the clerk of this court issue execution for the costs awarded on said judgment. —

The United States of America } Plff in Error } writ of Error to the Judgment
for relation of George W. Jones } of the District court of
against } Dubuque County. —
Timothy Fanning Deft in Error }

It appearing to the satisfaction of the court that at the last term of this court on the rendition of the judgment herein, that the plaintiff in Error gave notice of his intention to take an appeal from said judgment to the Supreme court of the United States, and it further appearing to the satisfaction of this court that the said plaintiff in Error have not prosecuted said appeal, It is therefore ordered that the clerk of this court issue the writ of procedendo awarded and execution for the costs awarded by said judgment. —

It is ordered by the court that James Grant Esqr. Reporter to this court heretofore he is hereby permitted to withdraw from the files of this court, the papers in all cases in which opinions have been delivered by this court at the January Term 1843, January Term 1844 or at this term, and that the clerk of this court take his receipt for the same — but that said Reporter return the papers to the clerks office of this court again, when he is done with them. —

It appearing to us, that it was ordered by the Court, at the Special January Term, 1842, but not entered then, that George S. Stampton the clerk of this Court, rent a room on the best terms that one could be obtained, for an office, to keep therein the books and papers belonging to the clerks office of this court, and that he present an account of the rent of said room to this court for their examination and allowance against the United States — It is now ordered that the same be entered nunc protunc. —

Joseph J. Hoopes
against
Jonathan Every

Plff in Error } writ of Error to the Judgment of the District Court of
Deft in Error } Muscatine County. —

On motion of the Defendant in Error by his Attorney, It is ordered by the Court that the Judgment of this Court affirming the Judgment of the court below be ~~is~~ amended as follows, It is further Considered by the court that the Defendant in Error recover of the said plaintiffs in Error the sum of Seven Dollars twenty eight cents the same being Six per cent per ~~annum~~ on the amount of the Judgment of the court below from the time of the rendition of said Judgment until the rendition of the Judgment of this court, and also the costs herein expended in this court —

Joseph J. Hoopes &
John S. Lakin

against
Jonathan Every

Plffs in Error } writ of Error to the Judgment of the Judgment of the District Court of Muscatine County. —
Deft in Error }

On motion of the Defendant in Error by his Attorney, It is ordered by the court, that the Judgment of this court affirming the Judgment of the court below be amended as follows, It is further considered by the court, that the Defendant in Error recover of the said plaintiffs in Error the sum of ~~Eighteen Dollars and ninety four cents~~ the same being damages computed at Six per cent per annum ~~from~~ on the amount of the Judgment of the court below from the time of the rendition of said Judgment until the rendition of the Judgment of this court and also the costs herein expended in this court. —

It is ordered by the court, that the clerk of this court, in all cases decided at this term of this court, issue writs of procedendo where ordered and executions for costs (and damages if any) on all Judgments that are rendered as final —

Ordered that Court adjourn until the first Monday in July next being the 7th day thereof. —

J. C. Wilson
J. D. Williams } Judges

July Term 1845

Monday July 7th 1845 Court met pursuant to adjournment

Present the Honorable

The Hour having arrived at which the court should meet and no one of the Justices of this Court being present, the Court Stands adjourned over until, to morrow morning 9 oclock.—

Thursday July 8th 1845 Court met pursuant to adjournment

Present the Honorable

The hour having arrived at which the court should meet this day, and no one of the Justices of this court being present, the court stands adjourned over until to morrow morning 9 oclock.—

Wednesday July 9th 1845 court met pursuant to adjournment

Present the Honorable

Thomas S. Wilson Associate Justice

The hour having arrived to which the court was adjourned and there being only present the Honorable Thomas S. Wilson one of the Associate Justices of this court, he ordered the court to be adjourned until to morrow morning 9 oclock

T. S. Wilson

Thursday July 10th 1845 Court met pursuant to adjournment

Present the Honorable

Thomas S. Wilson, Associate Justice

The hour having arrived to which the court was adjourned and there being only present the Honorable Thomas S. Wilson one of the Associate Justices of this court, he ordered the court to be adjourned until Tuesday the 15th Inst. (July) at 9 oclock A.M.

T. S. Wilson

Tuesday July 15th 1845 Court met pursuant to adjournment

Present the Honorable

Joseph Williams } Associate Justices
Thomas S. Wilson }

On Motion of S. Curtis Bates Esqr and he having produced a license admitting Thomas S. Espy Esqr to practice Laws as a Counsellor and Attorney, in the State of Pennsylvania, he was enrolled as an Attorney of this court, and thereupon the said Thomas S. Espy Esqr. took the several oaths required by Law.

Jacob S. Rinearson Assignee of }
John A. Bragg a Bankrupt } Pltff in Error
against
Robert Gray Deft in Error

Writ of Error to the Judgment of the District Court of Lincoln County. —

On Motion of the Plaintiff in Error by E. A. Thomas Esqr his Attorney, It is ordered by the Court that the order made in this cause at the last January Term of this Court awarding a writ of procedendo to the Court below be and the same is hereby set aside, and on the further Motion of said Plaintiff in Error, It is ordered that the Judgment rendered herein at the last January Term of this Court affirming the Judgment of the Court below be amended as follows — It is therefore Considered by the Court that the Judgment of the Court below be affirmed, and that the Defendant in Error Robert Gray, have and recover of the plaintiff in Error Jacob S. Rinearson Assignee of John A. Bragg a Bankrupt the sum of Fifty Dollars (the amount of the Judgment in the Court below) with interest thereon at the rate of Six per cent per annum from the 16th day of November A.D. 1824 until paid, and also recover the sum of One hundred and Sixteen Dollars and Eighty five cents the Costs expended in the Court below, together with the Costs herein expended in this Court to be taxed by the Clerk & that execution issue therefor —

It is further ordered that the foregoing Judgment be levied and made of the goods and Chattles, lands and tenements in the hands of the said Assignee belonging to the estate of the said Bankrupt, undisposed of. —

Ordered that Court adjourn until to morrow Morning 9 o'clock. —

Jos. Williams

Wednesday July 16th 1825 Court met pursuant to adjournment.

Present the Honorable
Joseph Williams &c Associate
Thomas S. Wilson } Justices

Jeremiah Driskel an alien this made application to be naturalized and admitted a citizen of the United States, and having filed his declaration in this Court according to law and produced satisfactory evidence to the court of his residence as required by law, and thereupon he took oath of abjuration and allegiance as required by law, he is admitted to naturalization as a citizen of the United States, and it is ordered by the Court that a certificate be granted the said Jeremiah Driskel accordingly —

Ordered that Court adjourn until to morrow morning 9 o'clock

Jos. Williams

Thursday morning July 17. 1845 Court met
pursuant to adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

Samuel L. Fisher Plff in Error } Writ of Error to the
against } Judgment of the District
David Bunker and } Defts in Error } Court of Washington
William C. Mafsey } County —

This day came the parties aforesaid by their Attorneys and thereupon the plaintiff in Error Dismisses his writ of Error herein, and by agreement of the parties the Defendants in Error are to pay the costs herein expended — It is therefore considered by the court that the writ of Error herein be dismissed and that a writ of procedendo issue to the court below accordingly, and that the plaintiff in Error recover of the Defendants in Error the costs herein expended in this court and that an Execution therefor. —

This day came personally into court Casper Dunkel an alien and made application to be naturalized and admitted a citizen of the United States — and he having produced a certificate of his having filed his ~~intention~~ declaration according to law, and he also having produced satisfactory evidence of his residence as required by law, and he thereupon took the oath of abjuration and allegiance as prescribed by law, he is therefore admitted to naturalization as a citizen of the United States. It is therefore ordered that a certificate be granted the said Casper Dunkel accordingly —

Ordered that court adjourn until to morrow morning 9 o'clock.

Charles Mason
Chief Justice

Friday morning July 18th 1845 Court met
pursuant to adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

William S. Edgar impleaded &c. Plff in Error } Writ of Error to the Just
against } of the District Court of
Enos Lowe Deft in Error } Deermaines County —

This day came the parties aforesaid by their Attorneys and

thereupon the Deft in Error filed his petition for a rehearing herein of this Cause - and by Consent of the parties, It is ordered that the petition be continued until next term of this Court, subject to all legal exception which may now be taken to the petition at this time — and on motion of said Deft in Error leave is given him until the next term of this court to file his brief and authorities on said petition —

Nicholas Semple and
Henry Hunck
against
Carstens Angleroodt & Co.

Plffs in Error
Defts in Error

} Writ of Error to the Judgment of the District court of Muscatine County —

This day came the plaintiffs by their Attorney moved the court to reconsider the demurrer filed by him to the plea of the Defendants in Error filed herein for reasons on file, and on motion of said plaintiffs, It is ordered that this cause together with said motion be continued until the next term of this court —

Eleazer Duff
against
Charles M. Jennings et al.

Complt
Defts

} In Chancery — An appeal from a Decree of the District Court of Cedar County —

The Court having had this cause under advisement and being now sufficiently advised of and concerning the premises affirm the Decree of the court below, It is therefore considered by the court that the Decree of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly and it is further considered that by the court that the Defendants recover of the said complainant the costs herein expended in this Court and that execution issue therefor —

Ezekiah Musgrave
against
John M. Brady & Co.

Plff in Error
Deft in Error

} Writ of Error to the Judgment of the District Court of Muscatine County —

This cause now coming on for further hearing and the court being now sufficiently advised of and concerning the premises, affirm the Judgment of the court below — It is therefore considered by the Court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this court and that execution issue therefor —

William Long
against
Gabriel Longnecker

Plff in Error
Deft in Error

} Writ of Error to the Judgt of the District court of Muscatine County

This day came the parties aforesaid by their Attorneys, and this cause now coming on for further hearing and the court being sufficiently advised in the premises, Affirm the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed —

that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the cost herein expended and that an execution issue therefor —

John J. Dorrison, Pltff in Error, } Writ of Error to the
against } Judgment of the District
John Culberson, Deft in Error } Court of Cedar County —

It is ordered by the court that this cause be reargued and that a reconsideration of the Judgment rendered herein at a former term of this court be had — and it is further ordered that this cause be continued until the next term —

Ordered that Court adjourn until to-morrow Morning 9 o'clock —

Charles Mason
Chief Justice

Saturday Morning July 19th 1845 Court met pursuant to adjournment

Present The Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

Charles L. Law, Pltff in Error, } Writ of Error to the Judgment
against } of the District Court of
Edwin Manning, Deft in Error } Jefferson County. —

This day came the parties aforesaid by their Attorneys, and thereupon the Defendant in Error filed his petition herein for a rehearing of this cause and thereupon said Defendant in Error moved the Court for a rehearing of this cause on said petition, the Pltff in Error acknowledging service of notice of said Motion, and the Court having heard the arguments of Counsel on both sides, and being now sufficiently advised of and concerning said Motion, do order that said Motion be sustained, It is therefore considered by the court that a rehearing be granted in this cause, and that the order made herein at the January Term of this Court in this present year 1845 Reversing the Judgment of the court below be and the same is hereby set aside — and it is further ordered that this cause be continued until next term of this court. — And on motion of said Defendant in Error, It is ordered by the court that the writ of Procedendo that was issued by the Clerk of this court in pursuance to the order reversing the Judgment of the court below, be and the same is hereby annulled, and setaside and that the same be returned to the clerk of this court — and that the cause in the court below stand the same as it was before said writ of procedendo issued, and that all proceedings had in the court below in pursuance to said writ be and they are hereby setaside, and on

the further motion of said Defendant in Error, It is ordered that the Execution that was issued by the clerk of this court on the judgment aforesaid be quashed, and setaside and that the same be returned to the clerk of this court. —

Garrett N. Powers — Plff in Error
against
Samuel Bridges — Dft in Error

} Writ of Error to the Judgment of the District Court of Decatur County.

This day came the plaintiff in Error by his Attorney and filed herein a petition for a rehearing of this cause, and moved the court for a rehearing of this cause on said petition, which motion is continued until the next term of this court — and on the further motion of said plaintiff in Error leave is given him until the next term of this court to give the notice to the Defendant in Error and to file his authorities required by the rules of this court. —

Edwin Moffett — Plff in Error
against
Edwin G Stanfield — Deft in Error

} Writ of Error to the Judgment of the District Court of Washington County —

This day came the parties aforesaid by their attorneys and thereupon the Defendant in Error moved the court to dismiss the writ of Error herein for reasons on file, which motion being heard by the Court and the court being now sufficiently advised of the same do order that said motion be sustained, It is therefore considered by the court that the writ of Error herein be ~~sustained~~ dismissed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court and that execution issue therefor. —

Peter D. Harman — Plff in Error
against
William Goodrich — Deft in Error

} Writ of Error to the Judgment of the District Court of Johnson County —

This day came the parties aforesaid by their Attorneys, and the court being now sufficiently advised of and concerning the premises, Reverse the Judgment of the court below, It is therefore considered by the court that the judgment of the court below be reversed and setaside, and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the plaintiff in Error recover of the Defendant in Error the costs herein expended in this court and that an execution issue for the same. —

Denton J. Snyder and Jeremiah Young — Plffs in Error
against
Thomas M. Slett — Deft in Error

} Writ of Error to the Decree of the District Court of Mercatine County —

This cause now coming on for further hearing and the court being sufficiently advised in the premises affirm the Decree of the Court below, It is therefore considered by the court that the Decree of the court below be affirmed, and that a writ of procedendo issue accordingly to the court below, and It is further considered by the C[illegible]

the Defendant in Error recover of the Complaintiffs in Error the costs herein expended in this court and that Execution issue therefor. —

Alexander A. Wilson — Compl't — In Chancery, An appeal from a Decree of the District Court of Jefferson County. —
against
Joseph Hughell — Deft

This cause now coming on for further hearing and the court being sufficiently advised in the premises affirm the judgment of the court below, It is therefore considered by the court that the Decree of the court below be affirmed and that a writ of procedendo issue accordingly to the court below, and it is further considered by the court that the Defendant Recover of the Complainant the costs herein expended in this court and that execution issue therefor. —

George W. Key — Pff in Error — Writ of Error to the Judgt of the District Court of Des moines County. —
against
James W. Isett & Alexander Marshall Defts in Error

This cause now coming on for further hearing and the court being now sufficiently advised of and concerning the premises affirm the Decree of the court below, It is therefore considered by the court that the Decree of the Court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this court and that execution issue therefor. —

James A. Cunningham — Compl't — In Chancery, An appeal from the Decree of the District Court of
against
Wesley Depew — Deft — Jefferson County —

This cause now coming on for further hearing and the court being sufficiently advised in the premises affirm the decree of the court below, It is therefore considered by the court that the Decree of the court below be affirmed, and that a writ of procedendo issue accordingly to the court below and that the Compl't recover of the Deft the costs herein expended in this court. —

Lawson B. Hughes — Compl't — In Chancery, An appeal from the Decree of the District court of Henry County —
against
John McCoy — Deft

This cause now coming on for further hearing and the court being sufficiently advised in the premises reverse the Decree of the court below, It is therefore considered by the court that the Decree of the court below be reversed and setaside, and that a writ of procedendo issue to the court below accordingly, and that the Defendant recover of the Compl't the costs herein expended in this court. —

Everett Rogers — Pff in Error — Writ of Error to the Judgment of the District Court of
against
The Board of County Commissioners of Henry County Et al. Defts in Error — Henry County —

This cause now coming on for further hearing & the court being sufficiently advised in the premises affirm the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and that the Defts in Error recover of the Pff in Error the costs herein expended in this court. —

Robert Stewart use of Richard Ramsford — Pff in Error — Writ of Error to the Judgment of the District Court of Muscatine County. —
against
John Gruberlake — Deft in Error — This cause now coming on for further

hearing and the court being now sufficiently advised in the premises, affirms the Judgment of the Court below, It is therefore considered by the court that the judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and that the Deft recover of the plaff. the costs herein expended.

Ordered that all causes, pleas and motions not otherwise disposed of be continued until next term

Ordered that court adjourn until court in course.

J. H. Williams
Judge &c.

January Term 1846

At a Supreme Court begun and held in and for Iowa Territory at the Capitol in Iowa City on the 5th day of January A.D. 1846 —

Present the Honorable

This being the day prescribed by law for the meeting of the Supreme Court for this Territory and neither of the Justices of said Court appearing in the Court Room, the Court therefore stands adjourned until tomorrow. —

Tuesday Morning January 6. 1846 Court met agreeably to adjournment

Present the Honorable

Joseph Williams } Associate
Thomas S. Wilson } Justices

Benjamin Benson Et.al. — Plffs in Error } Writ of Error to the
against } Judgment of the District
James Cameron — Deft in Error } Court of Dubuque County —

This day came the plaintiffs in Error by James M. Woods Esqr. their Attorney and suggests the death of the Defendant in Error herein —

Harvey Leonard & Antoine Le Claire — Plffs in Error } Writ of Error to the
against } Judgment of the Dis-
William H. Davidson — Deft in Error } trict court of Scott County

This day came the parties aforesaid by their Attorneys and as per agreement of the parties filed herein, It is therefore Considered by the court that the Writ of Error herein be dismissed and that a writ of procedendo issue to the court below accordingly and It is further considered by the court that the Defendant in Error recover of the plaintiffs in Error the sum of Twenty two Dollars and Sixty nine cents being five per cent on the amount of the judgment of the court below, and also the said Defendant in Error recover of said plaintiffs in Error the Costs herein expended in this Court ~~to be~~ taxed by the Clerk. —

Ebenezer Cook Et.al. — Plffs in Error } Writ of Error to the Judg-
against } ment of the District Court
John D. Smith — Deft in Error } of Scott County —

This day came the parties aforesaid by their Attorneys and as per agreement of the parties filed herein, It is considered by the court that the writ of Error herein be dismissed and that a writ of procedendo issue to the court below accordingly and It is further Considered by the court that the Defendant in Error recover of the Plaintiffs in Error the costs herein expended in this court to be taxed by the clerk. —

January Term 1846 - 2nd Day

Anson Babbington
against
Daniel Brown

Plff in Error
Deft in Error
} Writ of Error to the Judgment of the District Court of Dubuque County

This day came the parties aforesaid by their Attorneys and by their mutual Consent, It is ordered by the court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the court below accordingly - And it is further considered by the Court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court to be taxed by the Clerk of this court. —

Edan M. Franks
against
The United States

Plff in Error
Deft in Error
} Writ of Error to the Judgment of the District Court of Dubuque County. —

This day came as well the plaintiff in Error by his Attorney as the said United States by L. A. Thomas Esqr. prosecuting Attorney in and for the County of Dubuque, and thereupon this cause came on to be heard and the court having heard the arguments of Counsel on both sides took the same under advisement. —

William R. Edgar
against
John M. Wilkinson for use of Addison Daniels

Plff in Error
Deft in Error
} Writ of Error to the Judgment of the District Court of Cedar County —

This day came the parties aforesaid by their Attorneys and by their Mutual Consent, It is ordered by the court that the Judgment of the court below be reversed and setaside and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the plaintiff in Error, recover of the Defendant in Error the costs herein expended in this court and that execution issue therefor —

Henson Simpson
against
Thompson A. Longacre

Plff in Error
Deft in Error
} Writ of Error to the Judgment of the District Court of Jackson County —

This day came the parties aforesaid by their Attorneys and thereupon this cause came on to be heard the court took the same under advisement. —

Ordered that court adjourn until to morrow morning 9 o'clock. —

J. S. Wilson Associate Justice
Sup. Ct.

January Term 1846 — 3rd Day —

Wednesday January 4. 1846 Court met pursuant to Adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

The United States — Plff } Writ of Certiorari to the
against } Judgment of the District
Jacob Bonsell — Deft } Court of Linn County.

By Consent of parties by their Attorneys, It is ordered that this cause be continued until the next term of this court. —

Isaac Carothers Admr of the Estate of Wm Carothers Dec'd — Plff in Error } Writ of Error to the Judgment of the District Court of Muscatine County
against
Isaac P. VanHagan Et al — Defts in Error

This day came the parties aforesaid by their Attorneys, and by their mutual Consent, It is ordered by the Court that this cause be continued until the next term of this Court. —

Hustead & Dallarhide — Plffs in Error } Writ of Error to the Judgment of the District Court of Muscatine County —
against
The Board of Commissioners of Muscatine County — Defts in Error

This day came the parties aforesaid by their Attorneys & thereupon the Plaintiffs in Error moved the Court to continue this cause until the next Term of this Court, which motion was sustained by the Court, It is therefore ordered that this cause be continued until the next term of this Court. —

Joseph Webster — Plff in Error } Writ of Error to the Judgment of the District Court
against
Hugh T. Reid — Deft in Error } of Lee County. —

This day came the parties aforesaid by their Attorneys and by their mutual Consent, It is ordered by the Court, that this cause be set for oral argument on Wednesday next. —

George Davenport — Plff in Error } Writ of Error to the Judgment
against } of the District Court of
John Wilson — Deft in Error } Scott County. —

This day came the Defendant by his Attorney and suggested the death of the said plaintiff in Error herein. —

By Consent of the members of the bar of this Court, It is ordered by the Court that in all cases on the Docket of this Court, that the Attorneys, have until Friday morning next to file their Assignment of Errors, except in those Causes from the District Courts of the Counties of Jefferson and Van Buren. —

January Term 1846 — 3rd Day.

Esau M. Franks } Plff in Error } writ of Error to the Judgment
against } of the District Court of
The United States } Deft in Error } Dubuque County —

This cause this day came on for further hearing and the Court being now sufficiently advised of and concerning the premises, delivered an opinion affirming the Judgment of the Court below, It is therefore considered by the Court, that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and It is further ordered by the Court that the said plaintiff in Error pay the costs herein expended in this Court and that execution therefor. —

The United States } Plff in Error } writ of Certiorari to the Judgment
against } of the District Court of
William McCauley } Deft in Error } Van Buren County —

On motion of Joseph C. Knapp Esqr. Prosecuting Attorney in and for Van Buren County, It is ordered by this Court, that Josiah H. Bonney Esqr. the Sheriff of Van Buren County be and he is hereby required forthwith to bring and produce here in open Court the said William McCauley the above Defendant now a prisoner in his custody, to be dealt with as this Court may direct on the trial of this Cause at this term of the said Supreme Court. —

Benjamin Benson et al } Plff in Error } writ of Error to the Judgment
against } of the District Court of
James Cameron } Deft in Error } Desmoines County —

This day came the parties aforesaid by their Attorneys, and thereupon this cause came on to be heard, and the Court having heard the arguments of Counsel, took the same under advisement —

Charles Blake } Plff in Error } writ of Error to the Judgment
against } of the District Court of
John D. Bush } Deft in Error } Dubuque County

This day came the parties aforesaid by their Attorneys and thereupon the Plff in Error dismisses his writ of Error herein, It is therefore considered by the Court that the writ of Error herein be dismissed that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the ~~Deft~~ in Error recover of the plaintiff in Error the costs herein expended in this Court and that execution issue therefor —

Nicholas Rowell et al } Plff in Error } writ of Error to the Judgment
against } of the District Court
[illegible] } Deft in Error } of Clayton County
[illegible]

This day came the plaintiff in Error by his Attorney and [illegible] on motion of the Court for a writ of Certiorari to [illegible] to the Clerk of the Court below, which motion is continued until to-morrow.

January Term 1846— 3rd Day—

Abner Leonard } Complt } In Chancery, & on an appeal
against } from the Supreme District Court
Negus & Robbins } Defts } of Des moines County.—

This day came the Defendants by their Solicitor and moved the Court to reinstate this cause on the Docket of this court as of last term for reasons on file, which motion being heard by the Court and they not being sufficiently advised of and concerning the same, took the same under advisement.—

Thomas Dickey Et. al. } Plffs in Error } writ of Error to the Judg-
against } ment of the District Court
The Board of Commissioners } Defts in Error } of Jefferson County.—
of Jefferson County }

This day came the plaintiffs in Error by their Attorney & drew their motion to Strike this cause from the Docket of this Court.—

Cadwallader G. Pelton } Plff in Error } writ of Error to the Judg-
against } ment of the District Court
Jones, Bacon & Co. } Defts in Error } of Des moines County.—

This day came the parties aforesaid by their attorneys and thereupon this Cause came on to be heard, and the court not having time to hear the arguments of Counsel this day, this cause is Continued until tomorrow.—

Ordered that Court adjourn until to morrow Morning 9 o'clock.—

Charles Mason
Chief Justice

Thursday January 8th 1846 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

Benjamin Benson Et. al. } Plffs in Error } writ of Error to the Judg-
against } ment of the District Court
James Cameron } Deft in Error } of Des moines County.—

On motion of the said plaintiffs in Error by their Attorney It is ordered nunc pro tunc now instead of yesterday, that this cause be revived against Joseph Dawkins administrator of the Estate of the said James Cameron deceased—

William Neal Et. al. } Plffs in Error } writ of Error to the Judg-
against } ment of the District Court
Jesse B. Webber Adm. of Absalom Leffler Dec'd } Deft in Error } of Des moines County.—

This day came the parties aforesaid by their Attorneys and thereupon the plaintiffs in Error moved the court to direct the clerk of this court to

issue a writ of Certiorari to supply the deminution of the transcript of the record filed herein, which motion being heard by the Court and the Court being now sufficiently advised in the premises, Do order that said motion be overruled. —

James H. Wise, Plff in Error; against; Daniel Hine, Deft in Error } Writ of Error to the Judgment of the District Court of Lee County —

On motion of the plaintiff in Error by his Attorney, It is ordered by the Court that the Clerk of the court below, be and he is hereby allowed to amend his return to the writ of Error herein. —

Thomas Dickey Et al, Plffs in Error; against; The Board of Commissioners of Jefferson County, Defts in Error } Writ of Error to the Judgment of the District Court of Jefferson County —

This day came the parties aforesaid by their Attorneys and thereupon the plaintiffs in Error moved the court for a rule against the said Defendants in Error to shew cause if any they can why the writ of Error herein shall not be dismissed, and why they shall not pay the costs expended in this court in this cause, which motion being argued and the court not being sufficiently advised in the premises took the same under advisement. —

John M. Wilkinson, Plff in Error; against; John Barnes, Deft in Error } Writ of Error to the Judgment of the District Court of Cedar County —

This day came the Defendant in Error by his Attorney and filed herein the certificate of the Clerk of the District Court of Cedar County, and also filed his motion to have said cause placed on the Docket of this Court, and to affirm the Judgment of the court below. —

George Davenport, Plff in Error; against; John Wilson, Deft in Error } Writ of Error to the Judgment of the District court of Scott County. —

On motion of the Deft in Error by his Attorney, It is Ordered by the Court that a writ of Scire facias issue against George L. Davenport Executor of the said George Davenport deceased returnable forthwith to shew cause if any he can why this writ shall not be prosecuted in his name as Executor as aforesaid —

Samson Bridgman & Co., Plffs in Error; against; J. Duane Stark, Deft in Error } Writ of Error to the Judgment of the District Court of Jefferson county. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the Court to dismiss the writ of Error herein for reasons on file, which motion being argued, and the Court not being sufficiently advised of and concerning the premises, took the same under advisement. —

January Term 1846 — 4 Day —

David Jewett et al } Pffs in Error } writ of Error to the Judg-
against } ment of the District Court
Edwin Manning } Deft in Error } of Jefferson County. —

This day came the parties aforesaid by their Attorneys, and thereupon the Defendant in Error moved the Court to dismiss the writ of Error herein for reasons on file, which motion being argued, and the Court not being sufficiently advised of same, took it under advisement.

Abner Leonard } Compt } In Chancery, An appeal from
against } the District Court of Des moines
Argus & Robbins } Defts } County. —

The Court being now sufficiently advised of the Defendants motion to reinstate this cause upon the Docket of this Court as of last term, delivered an opinion overruling said motion — It is therefore ordered by the Court that said motion be overruled —
And on motion of said Defendants by their Solicitor, a rule is granted them herein against the Complainant returnable forthwith to shew cause if any he can why this cause shall not be placed upon the Docket of this Court as of last term. —

Charles and William Hendry } Pffs in Error } writ of Error to the Judg-
against } ments of the District Court
Elisha V. Gardner } Deft in Error } of Des moines County —

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the Court to dismiss the writ of Error herein with damages, which motion being argued and the Court not being sufficiently advised in the premises, took the same under advisement —

Cadwallader G. Pelton } Pff in Error } writ of Error to the
against } Judgment of the District
Jones, Bacon & Co. } Deft in Error } Court of Des moines County —

This day this cause came on for further hearing and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises, took the same under advisement. —

Josiah Luckey } Pff in Error } writ of Error to the Judg-
against } ment of the District Court
Charles Popper } Deft in Error } of Des moines County —

This day came the plaintiff in Error by his Attorney, and suggested the death of said Defendant in Error, and on his motion, It is ordered that a writ of Scire facias issue against Charles M. Bodeman the Administrator of the Estate of the said Charles Pepper deceased returnable forthwith to shew cause if any he can why this suit shall not be prosecuted against him as administrator as aforesaid And thereupon the said Charles M. Bodeman Administrator as aforesaid by his Attorney, appeared, and he not showing any sufficient cause, It is ordered by the Court that this suit be prosecuted against Charles M. Bodeman Administrator of the estate of Charles Pepper dec'd and thereupon this cause came on for hearing and the Court

January Term 1846—6 Day

having heard the arguments of Counsel, and not being sufficiently advised in the premises, took the same under advisement—

James M. Woods, Plff in Error, against Luke Hughes, Deft in Error } Writ of Error to the Judgment of the District Court of Desmonies County—

This day came the parties aforesaid by their Attorneys and thereupon this Cause came on for hearing and the court having time to hear the arguments of Counsel on both sides, this Cause is continued over until to-morrow—

Ordered that Court adjourn until tomorrow Morning 9 o'clock. Charles Mason Chief Justice

Friday Morning January 9th 1846

Court met pursuant to adjournment

Present the Honorable

Charles Mason Chief Justice

Joseph Williams } Associate

Thomas S. Wilson } Justices

Lawson Bridgman & Co. Plffs in Error, against J. Drake Clark Deft in Error } Writ of Error to the Judgment of the District Court of Jefferson County—

The Court being now sufficiently advised of and concerning the Defendants motion to dismiss the writ of Error herein, Do order that said motion be overruled.—

Charles and William Hendry Plffs in Error, against Elisha S. Gardner Deft in Error } Writ of Error to the Judgment of the District court of Desmonies County.—

This day came the parties aforesaid by their Attorneys, and the Court being now sufficiently advised of the motion of said Defendant to dismiss the writ of Error herein, do order that said motion be sustained It is therefore considered by the court that the writ of Error herein be dismissed and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the Defendant in Error recover of the said plaintiffs in Error the sum of Five Dollars and forty three cents being five per cent on the amount of Judgment of the court below, and also the costs herein expended in this court and that Execution issue accordingly—

David Leivett Et al. Plffs in Error, against Edwin Manning Deft in Error } Writ of Error to the Judgment of the District Court of Jefferson County—

This day came the parties aforesaid by their Attorneys and the court being now sufficiently advised in the Defendants motion to dismiss the

mit of Error therein, do order that said motion be overruled— And by consent of parties, It is ordered by the court that this cause be continued until the next Term of this court.—

Thomas Dickey Et al against The Board of Commissioners of Jefferson County } Plffs in Error / Defts in Error } mit of Error to the Judgment of the District court of Jefferson County.—

The plaintiffs having moved on affidavit, that this cause be stricken from the Docket and the costs taxed against the Defendants, a rule is granted them against the Defendants to shew Cause against said motion tomorrow morning— and thereupon the Defendants by their Attorney appeared under the said rule & answered thereto, and the court not being sufficiently advised of the same, took the same under advisement— and thereupon the Defendants moved the court to dismiss the mit of Error herein for reasons on file, which motion being argued, the Court took the same under advisement.—

George Davenport against John Wilson } Pffs in Error / Deft in Error } mit of Error to the Judgment of the District court of Scott County—

This day came the Defendant by his Attorney and moved the Court that a rule be granted him herein against George L. Davenport Executor of the Estate of George Davenport deceased to shew cause if any he can why he shall not assign Errors in this cause at the present Term of this Court, which motion being argued and the Court not being sufficiently advised in the premises took the same under advisement.—

George Kirk and Mr. Roberts against Alexander Wright } Pffs in Error / Deft in Error } mit of Error to the Judgment of the District Court of Desmoines County—

This day came the Defendants in Error by his Attorney filed herein the certificate of the clerk of the court below, as directed by Law, and thereupon also filed his motion herein to dismiss said mit of Error with damages—

Lawson B. Hughes against John McCoy } Compl't / Deft. } In Chancery, An appeal from the District Court of Henry County—

This day came the Compl't by his Solicitors and filed herein a petition for a rehearing of this cause, and also files a notice of the said application for a rehearing—

Charles C. Carr against Edwin Manning } Pffs in Error / Deft in Error } mit of Error to the Judgment of the District Court of Jefferson County—

This day came the parties aforesaid by their Attorneys and thereupon the plaintiff in Error moved the court for leave to withdraw his assignment of Errors filed herein and for leave to file

a new assignment of Errors which motion being argued and the Court not being sufficiently advised of the same took the same under advisement. —

John W. Wilkinson, Pltff in Error } Writ of Error to the Judgment of the District Court of
against
John Barnes, Deft in Error } Cedar County

This day came the Defendant by his Attorney, and on his motion, It is ordered by the court that this cause be placed on the Docket of this Court, and on the further motion of said Defendant in Error, It is ordered by the court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the clerk of the court below accordingly, and It is further considered by the court that the Defendant recover of the plaintiff in Error the costs herein expended in this Court and that execution issue therefor —

James W. Woods, Pltff in Error } Writ of Error to the Judgment of the District court of
against
Luke Hughes, Deft in Error } Desmoines County —

This day this cause came on for further hearing, and the court having heard the arguments of Counsel, and they not being sufficiently advised in the premises, took the same under advisement —

Henry Neill, Pltff in Error } Writ of Error to the Judgment of the District court of
against
John Neill, Deft in Error } Desmoines county —

This day came the parties aforesaid by their Attorneys and thereupon this cause came on to be heard, and the court having heard the arguments of Counsel, and not being sufficiently advised of and concerning the premises, took the same under advisement. —

Herman Chadwick, Pltff in Error } Writ of Error to the Judgment of the District court of
against
Enoch Brown, Deft in Error } Dubuque County.

This day came the parties aforesaid by their Attorneys, and thereupon this cause came on to be heard, and the court having heard the arguments of Counsel, and the court not being sufficiently advised in the premises, took the same under advisement. —

Nicholas Temple and Henry Funk, Pltffs in Error } Writ of Error to the Judgment of the District
against
Carstens, Aregelrodt & Co. Defts in Error } Court of Muscatine County.

This day came the parties aforesaid by their Attorneys, and thereupon this cause came on to be heard, and by consent of parties, this cause is submitted to the Court upon the written arguments of Counsel —

January Term 1846 — 5th Day —

William S. Edgar Impleaded &c. Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Enos Lowe — Deft in Error } Desmoines County —

This day came the Defendant in Error by his Attorney, and thereupon he dismisses his petition for a rehearing herein, It is therefore Considered by the Court that the said petition for a rehearing be dismissed, and that the plaintiff in Error recover of the Defendant in Error the costs herein expended in this Court and that execution issue therefor. —

Ordered that Court adjourn until to morrow morning 9 oclock —

Joseph Williams
Chief Justice

Saturday January 10th 1846 Court met pursuant to adjournment
Present the Honorable
Charles Mason chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

Charles C. Nash } Pff in Error } Writ of Error to the Judgment
against } of the District Court of
Eduin Manning } Deft in Error } Jefferson County —

This day came the parties aforesaid by their Attorneys and the Court being now sufficiently advised of the plaintiffs motion to withdraw his assignment of Errors and file new assignments of Errors Do order that said motion be sustained, It is therefore ordered by the Court that leave be granted said Plaintiff in Error to withdraw his assignment of Errors filed herein, and leave is granted him to assign Errors a new, and thereupon the said Plaintiff in Error filed herein a new assignment of Errors to which the Defendant in Error filed a joinder, and the said Defendant in Error also comes here into Court and enters a remitter for the sum of twenty eight cents being the excess claimed by the plaintiff in Error of the judgment rendered in the Court below, and this cause now coming on for hearing and the Court not being sufficiently advised in the premises, took the same under advisement. —

George Davenport } Pff in Error } Writ of Error to the Judgment
against } ment of the District Court
John Wilson } Deft in Error } of Scott County. —

The Court being now sufficiently advised of and concerning the Defendants in Error motion for a rule against George L. Davenport Executor of George Davenport deceased to shew cause why he shall not file an assignment of Errors in this cause at the present term of this Court. Do order that said motion be overruled. —

Thomas Dickey Et al Plffs in Error } writ of Error to the Judgment
against } of the District Court of
The Boards of Commissioners } Jefferson County.
of Jefferson County Defts in Error }

This day came the parties aforesaid by their Attorneys and the Court being now sufficiently advised of and concerning the rule granted by to said Plaintiffs in Error against the said Defendants in Error, do order that said rule be discharged, and thereupon the Defendants motion to dismiss the writ of Error herein, for reasons on file, came on to be heard and the Court having heards the arguments of Counsel and being now sufficiently advised in the premises, do order that said motion be sustained, It is therefore considered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the court that the Defendants in Error recover of the said plaintiffs in Error the Costs herein expended in this Court, and that execution issue therefor.

Henry Neill Plff in Error } writ of Error to the Judgment
against } of the District Court of
John Neill Deft in Error } Desmoines County.

This cause now coming on for further hearing and the court being now sufficiently advised in the premises, delivered an opinion affirming the judgment of the court below— It is therefore considered by the court that the judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant recover of the Plaintiff in Error the costs herein expended in this court and that an execution issue therefor:—

Josiah Lackey Plff in Error } writ of Error to the Judgment
against } of the District Court of
Charles Pepper Admr. Deft in Error } Desmoines County.—

This cause now coming on for further hearing and the court being now sufficiently advised in the premises, delivered an opinion reversing the Judgment of the court below.— It is therefore considered by the court that the judgment of the court below be reversed and sedaside and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the plaintiff in Error Recover of the Defendant in Error the costs herein expended in this court, to be levied of the assets in the hands of the said Administrator belonging to the Estate of the said Charles Pepper deceased, to be administered.—

Stephen B. Gardner Plff in Error } writ of Error to the Judgment
against } of the District Court
Alexander Abel Deft in Error } of Desmoines County

This day came the parties aforesaid by their Attorneys, and thereupon this cause came on to be heard, and by consent of parties this cause is submitted to the court upon the written arguments of Counsel.—

January Term 1846 — 6 Day

James M. Woods
against
Luke Hughes

Plff in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Desmonies County. —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, delivered an opinion affirming the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the Plaintiff in Error the costs herein expended in this Court and that execution issue therefor. —

Benjamin Benson Et. al
against
James Cameron's Admr.

Plffs in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Desmonies County. —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, delivered an opinion affirming the Judgment of the Court below, and thereupon the said plaintiffs in Error filed their petition for a rehearing and moved the Court to grant a rehearing of this cause on said petition — which motion is continued until some subsequent day of this term of this Court. —

Ansi Doolittle Et al
against
Bridgman & Partridge

Plffs in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Desmonies County —

On motion of said Defendants in Error by their Attorney, It is ordered by the Court that this cause be continued until the next term of this Court. —

Ansi Doolittle
against
John V. Shelton

Plff in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Desmonies County. —

On motion of the said ~~Defendant~~ Plff in Error by his attorney, It is ordered by the Court that this cause be continued until the next term of this Court. —

John White
against
Henry G. Mallard

Plff in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Jackson County. —

This day came the parties aforesaid by their Attorneys, and thereupon this cause came on to be heard, and the Court having heard the arguments of Counsel, and not being sufficiently advised in the premises took the same under advisement. —

John O'Sullivan
against
Hugh Bowen

Plff in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Dubuque County —

This day came the parties aforesaid by their Attorneys and thereupon this cause came on to be heard, and the Court having heard the

arguments of Counsel on both sides, and not being sufficiently advised in the premises took the same under advisement. —

Bissell and Emmons
against
Joseph T. Hales

Plff in Error } writ of Error to the Judgment of
Deft in Error } the District Court of
Dubuque County. —

This day came the parties aforesaid by their Attorneys, and thereupon this Cause came on to be heard, and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises took the same under advisement. —

Henry D. Jamison Et. al.
against
Neff and Brothers

Plffs in Error } writ of Error to the Judgment of the District Court of
Defts in Error } Muscatine County. —

This day came the parties aforesaid by their Attorneys, and thereupon the Defendants in Error by leave of the Court withdrew their motion to dismiss the writ of Error herein, and thereupon this cause came on to be heard on the assignment of Errors and joinder thereto and the premises having been fully considered it is ordered by the Court that the judgment in this case rendered in the Court below be affirmed and that said Defendants in Error recover of said plaintiffs in Error their Costs herein expended, and that a writ of procedendo issue to the Court below accordingly —

James Coldwell
against
Ignatius Byrnes

Plff in Error } writ of Error to the Judgment of the District Court of
Deft in Error } Jefferson County. —

This day came the parties aforesaid by their Attorneys, and thereupon the plaintiff in Error dismisses his writ of Error herein, It is therefore considered by the Court that the writ of Error herein be dismissed, and that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court, and it is further ordered by the Court that a writ of procedendo issue to the Court below accordingly if the Deft in Error shall so direct the Clerk of this Court. —

Garrett W. Powers
against
Samuel Bridges

Plff in Error } writ of Error to the Judgment of the District Court
Deft in Error } of Desmonies County.

By consent of the parties, It is ordered that the petition for a rehearing herein be continued until the next Term of this Court, and that said petition be set for rehearing on the first day thereof. —

O. S. K. Peck
against
Ebenezer D. Ayers

Plff in Error } writ of Error to the Judgment of the District Court of
Deft in Error } Lee County. —

This cause this day came on for hearing and the Court having heard the arguments of Counsel for the plff in Error, took the same under advisement —

Ordered that Court adjourn until Monday morning next 9 o'clock. —

Charles Mason Chief Justice

January Term 1846

Monday January 12th 1846 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

Charles B. Vans — Pltff in Error } writ of Error to the Judgment
against } of the District Court of
Edwin Manning — Deft in Error } Jefferson County.

And now this cause, which was argued on Saturday last, and in which the Court suspended Judgment because they were not then fully advised what Judgment ought to be given herein between the parties. came on for final Judgment, and the parties, by their respective attorneys, being present here, the Court do find that there is error in the said records and proceedings in this that the Judgment of the said District Court ought not to have been peremptory but that the defendant below should answer over, It is therefore considered by the Court that the said Judgment be and the same is hereby reversed with costs, and the Court here doth order that this cause be remanded with directions to the said District Court to proceed between the parties in the premises according to law and that a writ of procedendo issue accordingly and also an execution in favor of the said Charles B. Vans against the said Edwin Manning directed to the Sheriff of said County for the costs of this suit and to be taxed by the Clerk of this Court. —

Stephen B. Gardner — Pltff in Error } writ of Error to the Judgment
against } of the District Court of
Alexander Abel. — Deft in Error } Johnson County. —

This day came the parties aforesaid by their Attorneys and thereupon the said Alexander Abel, by leave of the Court, enters a remittitur for the sum of Seventy six cents of the damages assessed against said Gardner in the Court below in favor of the said Abel, being the amount of the surplus or excess of damages assigned by the Plaintiff in Error in this cause; and this cause now coming on for further hearing & the Court being now sufficiently advised in the premises, delivered an opinion affirming the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court to be taxed by the Clerk and that execution issue therefor

Bissells & Emmons — Pltff in Error } writ of Error to the Judg-
against } ment of the District Court
Joseph D. Hales. — Deft in Error } of Dubuque County.

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, delivered an

opinion affirming the Judgment of the court below, It is therefore considered by the court that the judgment of the court below be affirmed and that a mit of procedendo issue to the court below accordingly and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court to be taxed by the clerk of this court and that execution issue therefor. —

Benjamin Benson Ex al against James Cameron's Admr. — Plffs in Error, Deft in Error — mit of Error to the Judgment of the District Court of Desmonies county. —

This day came the parties by their Attorneys, and by their mutual Consent, It is ordered by the court that this cause be continued until the next term of this court. —

James Wright against Rob B. Hughes and Wm R. S. Duryee — Plff in Error, Defts in Error — mit of Error to the Judgment of the District Court of Lee County —

This day came the parties aforesaid by their Attorneys and thereupon the Defendants in Error moved the court to dismiss the mit of Error herein for reasons on file, which motion being argued and the court not being sufficiently advised of the same, took the same under advisement —

John R. Bennett against Beach & Eddy — Plff in Error, Defts in Error — mit of Error to the Judgment of the District Court of Muscatine county. —

This day came the parties aforesaid by their Attorneys, and by agreement of the parties, It is considered by the court that the Judgment of the court below be affirmed, and that a mit of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendants in Error recover of the plaintiff in Error the costs herein expended in this court and that Execution issue therefor. —

Elias Wernan against Pierson & Alger — Plff in Error, Deft in Error — mit of Error to the Judgment of the District court of Muscatine county. —

This day came the parties aforesaid by their Attorneys, and by their mutual Consent and agreement, It is considered by the court here that the Defendant in Error recover of and from the said plaintiff in Error the sum of One Hundred and twenty Dollars in damages and also the costs herein expended as well in the court below as in this court to be taxed by the clerk of this court, and that execution issue therefor. —

The United States against Charles Cook Et al — Plff — mit of Certiorari to the Judgment of the District court of Linn County. —

On motion of said Defendants by their Attorney, and they having made a suggestion of the diminution of the transcript of the record filed herein, It is ordered by the court that a mit of Certiorari issue directed to the clerk of the court below requiring him to certify and send up to this

Court a more full, true and complete transcript of the record and proceedings had in this cause in the court below, on or before the first day of the next term of this court - and it is further ordered by the court that this cause be continued until the next term of this court. —

George Kirk and William Roberts against Alexander Wright — Plff in Error, Dft in Error — Writ of Error to the Judgment of the District Court of Desmonies County —

This day came the Defendant in Error by his Attorney, and on his motion, It is ordered by the court that this cause be placed upon the Docket of this court, - and on the further motion of said Defendant in Error, It is ordered by the court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the plaintiffs in Error the sum of Four Dollars and fifty nine cents the same being six per cent damages on the amount of the Judgment of the Court below, and that he also recover the costs herein expended in this Court of said plff in Error and that execution issue therefor —

William Phelps against James L. Pierson & wife — Compt, Dft — In Chancery. An appeal from a Decree of the District Court of Van Buren County —

This day came the parties aforesaid by their Solicitors, and thereupon the Defendants moved the court to affirm the judgment of the court below for reasons on file, which motion being argued and the Court not being sufficiently advised of the same, to doubt under advisement. —

William Lamb against Edward Reynolds and Adam Miller — Compt, Defendants — In Chancery. An appeal from a Decree of the District Court of Jefferson County. —

This day came the parties aforesaid by their Solicitors, and this cause (now coming on for hearing, and the Court not having time to hear the arguments of Counsel) It is ordered that the same be continued until tomorrow. —

Cadwallader G. Pelton against Jones, Bacon & Co. — Plff in Error, Dft in Error — Writ of Error to the Judgment of the District Court of Desmoines County —

This cause now coming on for further hearing and the Court being sufficiently advised in the premises, delivered an opinion herein, It is therefore considered by the Court that so much of the Judgment of the Court below as relates to the Securities be reversed, and that said judgment be affirmed as against Pelton the principal defendant therein; and it is further considered by the court, that the property found by the Jury to belonging to the said Pelton be restored to him by the Sheriff, and that the Plaintiff in Error recover of the Defendant in Error the costs herein expended in this Court, and that the Plaintiff in Error pay the costs in this cause in the Court below on the affirmance aforesaid, and it is

further ordered by the court that a writ of procedendo issue directed to the clerk of the court below according to the foregoing judgment. — and that execution issue for the costs of this court. —

Ordered Court adjourn until tomorrow Morning 9 o'clock &c.

Charles Mason
— Chief Justice

Tuesday January 13. 1846 court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

George S. Hampton
against
James H. Pearce for the use of Alexander Abel

Pff in Error } Writ of Error to the Judgment of the District Court of Johnson County. —
Deft in Error }

His day came the parties aforesaid by their Attorneys and this cause now coming on to be heard, by consent of parties the same is submitted to the Court on the written arguments of the Counsels. —

John P. Haggards
against
Isaac R. Atlee

Pff in Error } Writ of Error to the Judgment of the District Court of Lee County. —
Deft in Error }

His day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the court to affirm the judgment of the court below for reasons on file, which motion being heard, and the court being now sufficiently advised of the same, do order that said motion be overruled. —

Silas M. Farber Et. al.
against
Alexander Levi

Complts. } In Chancery, An appeal from the Decree of the District Court of Dubuque County. —
Deft. }

His day came the Defendant by his Solicitor, and filed herein his motion to Strike this case from the Docket of this court. —

Andrew J. Davis
against
Gideon B. Alexander use &c.

Pff in Error } Writ of Error to the Judgment of the District Court of Van Buren County. —
Deft in Error }

His day came the Defendant in Error by his Attorney and suggests a deminution of the record filed herein and also filed his motion to Strike from the record the Bill of exceptions certified up by the clerk of the court below. —

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Benjamin R. Petrikin Assignee of Elijah M. Bissell a Bankrupt — Compt. — In Chancery, An appeal from the Decree of the District Court of Dubuque County. —
against
Timothy Davis — Deft.

And now on this day comes the Complainant and suggests to the court that the clerk of this court did not enter of Record the prayer of the Complainant for an appeal to the Supreme Court of the United States and the allowance of said appeal by the Court, Now therefore upon motion, It is ordered and decreed by the Court, that said prayer and the allowance thereof be entered "nunc pro tunc" for the January Term A. D. 1844 towit" This day came the parties aforesaid by their Solicitors and on motion of said Complainant an appeal is granted him to the Supreme Court of the United States, from the Decree of this Court affirming the Decree rendered in this cause in the District Court of Dubuque County, upon the said Complainant executing bond to said Defendant with good security in the penalty of Two Hundred Dollars conditioned according to law. —

James Wright — Pff in Error — Writ of Error to the Judgment of the District Court of Lee County. —
against
Ros B. Hughes & Wm R. S. Duryea — Defts in Error

The Court being now sufficiently advised of and Concerning the Defendants motion to dismiss the writ of Error herein Do order that said motion be overruled, and on motion of the ~~plaintiff~~ Pff in Error, It is ordered that this cause be continued until the next term of this Court and that the said pltff in Error pay the costs expended herein at this term. —

William Phelps — Compt. — In Chancery, An appeal from the Decree of the District Court of Van Buren County. —
against
James T. Pierson & wife — Deft

The Court being now sufficiently advised of and Concerning the Defendants Motion to affirm the Judgment of the Court below, Do order that said Motion be overruled. —

William Lamb — Compt. — In Chancery, An appeal from the Decree of the District Court of Jefferson County —
against
Edward Reynolds and Adam Meiller — Defts

This cause this day came on for further hearing and the Court having heard the arguments of Counsel and not being sufficiently advised in the premises, took the same under advisement. —

Ordered that Court adjourn until tomorrow morning 9 oclock. —

Charles Mason
Chief Justice

January Term 1846

Wednesday January 14. 1846 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

Nicholas Hemplemann & Henry Hinkle
against
Carstedt, Augerodt & Co.

Pffs in Error } Writ of Error to the Judgment of the District Court of
Defts in Error } Muscatine County.

This day this cause came on for further hearing and the Court being sufficiently advised in the premises, delivered an opinion dismissing the writ of Error herein— It is therefore considered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this Court and that execution issue therefor. —

George S. Hampton
against
James H. Pearce for the use of &c
Alexander Abel

Pltff in Error } Writ of Error to the Judgment of the District Court
Deft in Error } of Johnson County

This day this cause came on for further hearing and the Court being now sufficiently advised in the premises, delivered an opinion reversing the Judgment of the Court below, It is therefore considered by the Court that the Judgment of Court below be reversed and setaside, and that further proceedings be had in the Court below not inconsistent with the opinion of this Court, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiff in Error recover of the Defendant in Error the costs herein expended in this Court and that execution issue therefor. —

Jesse Moering
against
Samuel Milton

Pltff in Error } Writ of Error to the Judgment of the Districts Court of
Dorwody Deft in Error } Dubuque county. —

This day came the parties by their Attorneys, and by their consent, It is ordered by the Court that the writ of Error herein be dismissed and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendants in Error recover of the plaintiff in Error the costs herein expended in this Court to be taxed by the Clerk and that execution issue therefor. —

January Term 1846.

Cudwallader G. Pelton — Plff in Error — Writ of Error to the Judgment of the District Court
against
Jones, Bacon & Co. — Defts in Error — of Des moines County —

On motion of the Defts in Error by his Counsel, leave is granted them by the Court to shew cause on to morrow morning against the taxation of the costs in this cause —

Asbury B. Porter — Plff in Error — Writ of Error to the Judgment of the District Court of
against
Meshac Sigler — Deft in Error — Henry County —

On motion of J. M. Woods Esqr. one of the Attorneys for the Defts a rule is granted him to have the papers in this cause returned to the files of this Court or shew cause why they are not returned —

Asbury B. Porter — Plff in Error — Writ of Error to the Judgment of the District Court of
against
Moses B. Cox use of Jonathan Garrison — Deft in Error — Henry County —

On motion of J. M. Woods Esqr. one of the Attorneys for the Defts in Error a rule is granted him to have the papers in this cause returned to the files of this Court or shew cause why they are not returned —

Abner Leonard — Complt — In Chancery An appeal from the Decree of the District
against — Court of Des moines County —
Argus & Robbins — Defts

This day came the parties aforesaid by their Solicitors and thereupon the Defts motion to have this cause placed on the Docket of this Court as of last term came on to be heard, and the Court having heard the arguments of Counsel on the part of the Defts, the said motion is continued until to morrow morning —

Silas M. Farber Et. al. — Complt. — In Chancery, An appeal from the Decree of the District Court
against — of Dubuque County —
Alexander Levi — Deft.

On motion of the Complainants by their Solicitor, leave is granted them by the Court to withdraw their petition, filed herein at a former term of this Court, for a rehearing of this cause —

William B. Hampton — Plff in Error — Writ of Error to the Judgment of the District Court of
against — Linn County —
The united States — Deft in Error

Now this day came the said parties by their Attorneys and by agreement and consent of parties and the leave of the Court the assignment of Errors heretofore filed herein is withdrawn by said plaintiff in Error, and said plaintiff in Error by consent and agreement of the Attorneys in behalf the united States and by leave of the Court, files a new assignment of Errors herein —

January Term 1846—

Herman Chadwick — Pltff in Error — Writ of Error to the Judgment
against — of the District Court of
Enoch Brown — Deft in Error — Dubuque County—

This cause now coming on for further hearing and the court being now sufficiently advised in the premises delivered an opinion affirming the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the Costs herein expended in this court, and that Execution issue therefor.—

The united States — Pltff — Writ of Certiorari to the
against — Judgment of the District Court
William McCauley — Deft — of VanBuren County.—

This day came as well Joseph C. Knapp Esqr. the prosecuting Attorney in aid for VanBuren County, as the said Deft by J. C. Hall Esqr his Attorney, and thereupon the said prosecuting Attorney moved the court to dismiss the writ of Certiorari herein, which motion being heard was overruled by the court — And thereupon the Sheriff of VanBuren County produced here in open court the said William McCauley agreeably to the order of this court, and on motion of J. C. Hall Esqr It is ordered by the court that David Rorer Esqr be and he is hereby appointed by the court to assist in the defence of the prisoner at the bar — and this cause now coming on for hearing on the transcript of the record and Judgment of the court below, and the argument of Errors assigned joinder thereto and the court having heard the arguments of Counsel, and they not being sufficiently advised in the premises, took the same under advisement — And it is ordered by the court that the said William McCauley the prisoner at the bar be remanded to the custody of the Marshall attending on this court, and that he safely keep said prisoner to abide the further order of this court concerning him.—

Ordered that court adjourn until tomorrow morning 9 o'clock —

Charles Mason
Chief Justice

January Term 1846

Thursday January 15th 1846 Court met pursuant to adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

Stephen B. Gardner, Plff in Error } writ of Error to the Judgment
against } of the District Court of
Alexander Abel, Deft in Error } Johnson County. —

This day came the parties by their Attorneys and thereupon the plaintiff in Error moved the court to correct the Judgment rendered for costs against him on the affirmance of the Judgment of the court below which motion being heard and the Court being sufficiently advised of the same, do order that said motion be overruled. —

The United States, Plff } writ of Certiorari to the
against } Judgment of the District
William McCauley, Deft } Court of Vanburen County —

This day came as well Joseph C. Knapp Esqr. prosecuting Attorney for the County of Van Buren, as J. C. Hall and David Rorer Esqrs. the Attorneys for the Defendant, and the said William McCauley having been brought personally into court in the custody of the Marshall, and he being placed at the bar, and the court being now sufficiently advised in the premises, delivered an opinion reversing the Judgment of the District Court rendered in this cause —

It is therefore considered by the court that the Judgment of the District court of Van Buren County rendered in this cause be reversed and set aside, and that this court proceed in this cause be remanded to the said District Court of Van Buren county, with directions to take such proceedings in said court not inconsistent with the opinions of this court and the law, and it is further ordered by the court that the said William McCauley the prisoner at the bar, be remanded into the custody and safe keeping of J. A. Bonny Esqr the Sheriff of Van Buren County, and that said Bonney safely convey the said William McCauley to the county jail of Van Buren county, and that he there safely keep the said William McCauley until the next term of the District Court of Van Buren County, to be disposed of, the said District court shall order and adjudge of and concerning him the said William McCauley —

Abner Leonard, Compltt } In Chancery, an Appeal
against } from the Decree of the District
Negus & Robbins, Defts } Court of Desmoines County —

The court having heard the arguments of Counsel this day on the Defts motion to have this cause placed on the Docket of this court, and not being sufficiently advised of the same took it under advisement. —

January Term 1846

Joseph Wilford Jr. Plff in Error
against
William Meiller Deft in Error

Writ of Error to the Judgment of the District Court of Cedar County.

This day came the parties aforesaid by their Attorneys and thereupon the Defendant in Error moved the court to affirm the Judgment of the Court below, for reasons on file, which motion being heard by the court, and the court being now sufficiently advised of the same, do order that said motion be overruled —

George Davenport Plff in Error
against
John Wilson Defts in Error

Writ of Error to the Judgment of the District Court of Scott county. —

On motion of the Defendants in Error by his Attorney, It is ordered by the court that this suit be prosecuted in the name of George L. Davenport executor of the estate of George Davenport deceased, and It is further ordered that this cause be continued until the next term of this court. —

Woods, Christy & Co. Plff
against
Silas Knight Et. al Defts

A rule against A. M. Lyon Sheriff of Van Buren County.

This day came the plaintiffs by their Attorney, and the said A. M. Lyon appeared under the rule granted herein against him at the last term of this court, and the court having heard the parties fully, and they not being sufficiently advised in the premises, took the same under advisement. —

Isaac D. Bruce Plff in Error
against
Charles Scotland Dift in Error

Writ of Error to the Judgment of the District Court of Cedar County.

This day came the parties aforesaid by their Attorneys, and thereupon this cause came on for hearing and the court by consent of parties took the same under advisement on the written arguments of Counsel.

The United States Plff
against
The President, Directors and Co. of the Miners Bank of Dubuque Defts

An agreed case, from the Judgment of the District Court of Dubuque county. —

This day came the parties aforesaid by their Attorneys, and thereupon this Cause came on to be heard, and the court having heard part of the arguments of counsel and not having time to hear the remaining arguments of counsel, the further hearing is ordered to be resumed on tomorrow

Ordered that court adjourn until tomorrow morning 9 o'clock —

Charles Mason
Chief Justice

January Term 1846

Friday January 16. 1846 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate Justices
Thomas S. Wilson }

Hanson G. Dickinson
against
Nehemiah Chase Et al

Compt } In Chancery, on appeal from a Decree of the District Court of Des Moines County. —
Defts.

This day this cause came on for further hearing and the Court having had the same under advisement, and being now sufficiently advised in the premises delivered an opinion affirming the decree of the Court below, It is therefore considered by the Court that the Decree of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further decreed and ordered by the Court that the Defendants have and recover of and from said Complainant the costs herein expended in this Court, and that execution issue therefor. —

Andrew J. Davis
against
Gideon B. Alexander use &c.

Plff in Error } writ of Error to the Judgment of the District Court of
Deft in Error } Van Buren County. —

This day the Deft in Error moved the Court to dismiss the writ of Error herein, and the Court having heard the said Defendants Attorney do order that the further hearing be continued until some subsequent day of this term. —

Samuel Bridges
against
James Whipple

Plff in Error } writ of Error to the Judgment of the District Court of
Deft in Error } Des Moines County. —

This day came the parties aforesaid by their Attorneys, and thereupon on Motion of said Plaintiff in Error. It is ordered by the Court this cause be continued until the next term of this Court, and on motion of the Defts in Error leave is granted them by the Court until the next term to file their joinder in Error. —

James L. McGuffey
against
William Reiling

Plff in Error } writ of Error to the Judgment of the District Court of
Deft in Error } Des Moines County. —

On motion of the plaintiff in Error, by his Attorney, It is ordered by the Court that this cause be continued until the next term of this Court.

Robert M. Patterson
against
James R. Hartsock

Plff in Error } writ of Error to the Judgment of the District Court of
Deft in Error } Des Moines County. —

This day came the parties aforesaid by their Attorneys and thereupon the plaintiff in Error suggested a diminution of the transcript of the record filed herein, and thereupon the Deft in Error moved any ot-

jection that he could take to the transcript on account of said denunciation as suggested by the plaintiff in Error — and thereupon the plaintiff in Error moved to continue this cause for reasons on file which motion was overruled by the court, and on motion of the plaintiff in Error, it is order by the court that the Defendants in Error, file their joinder in Error instanter, which was accordingly filed by the said Defendant in Error —

Charles Mallory et al
against
John Vanatta Exr. of Mrs. McClarew dec'd. } Pffs in Error / Deft in Error } writ of Error to the Judgment of the District Court of Muscatine County

This day came the parties by their Attorneys and thereupon this cause coming on to be heard and by consent of parties this cause is submitted to the court for advisement on the written arguments of the Counsel. —

Henry Chaney
against
Anthony M. Ostrander } Pff in Error / Deft in Error } writ of Error to the Judgment of the District court of Muscatine county

This day came the parties aforesaid by their Attorneys, and thereupon the plaintiff in Error suggests to the court a denunciation of the transcript filed herein, and thereupon the Deft in Error waived any objection which he may take to the said transcript on account of said denunciation, and this cause now coming on for hearing and by consent of parties the same is submitted to the court for advisement on the written argument of the Counsel. —

Edwin M. Franks
against
The United States } Pff in Error / Deft in Error } writ of Error to the Judgment of the District court of Dubuque County. —

This day came the parties aforesaid by their Attorneys, and thereupon the plaintiff in Error filed a petition herein for a rehearing of this cause, and thereupon moved the court for a rehearing herein, which motion by consent of parties, is ordered by the court to be continued until the next term of this court. —

Anson Harrington
against
Robert Sharp, Admr. and Sarah Moss, Admrx. of James K. Moss deceased } Pff in Error / Deft in Error } writ of Error to the Judgment of the District Court of Jackson County. —

On motion of the said plaintiff in Error by his Attorney, a rule is granted him herein against Thomas Marshall Clerk of the District Court in and for the County of Jackson, returnable forthwith to shew cause if any he can why he does not certify and send up to this court a full and complete transcript of the record and proceedings had between the parties in this cause in the District Court of Jackson County, agreeably to the command of the writ of Error sued out of this court and directed to him. —

January Term 1846

Lewis Benedict, Plff in Error, against Charles Nestor, Deft in Error — Writ of Error to the Judgment of the District Court of Scott County. —

This day came the parties aforesaid by their Attorneys, and thereupon this cause came on to be heard and the parties by their mutual consent submitted this cause to the Court for a decision on the written arguments of the counsels. —

Ralph H. Sloan, Plff in Error, against Jeremiah Fish, Deft in Error — Writ of Error to the Decree of the District Court of Muscatine County. —

This day came the parties aforesaid by their Attorneys and by agreement and consent of the parties this cause this day came on to be heard on the transcript of the record and proceedings and the Judgment and assignments of Errors and joinder filed thereto, and the Court being now sufficiently advised in the premises Do order and decree that the said Bill be taken as confessed, and it appearing to the satisfaction of the Court that said Mortgage was given by the plaintiff in Error to the said Defendant in Error to secure to said Defendant in Error the sum of three hundred and fifty Dollars, due on March 1st 1840 - and it appearing to the satisfaction of the Court that there was due on the 1st day of December A.D. 1843, from the said plaintiff in Error to the said Defendant in Error the sum of Five hundred and thirty five Dollars and twenty two cents (535.22) — It is therefore considered by the Court that the said Defendant in Error do have and recover from the said plaintiff in Error the said sum of five hundred and thirty five Dollars and twenty two cents with interest thereon at the rate of six per cent per annum from the 1st day of December A.D. 1843 until paid, and also the costs herein expended as well in this Court as the Court below taxed at $12.01 cts. And it is further Decreed and ordered that the said Defendant in Error have a Special Execution from and after the first day of May next, for the sale of said Mortgaged premises to wit, the East half of the South West quarter of Section thirty four in Township Seventy Seven, Range two West, lying and being in the County of Muscatine, in the Territory of Iowa, and that the Sheriff of the said County of Muscatine be ordered to sell the same as on execution of Judgment at law, and that the said Sheriff pay to the Defendant in Error, so much of the proceeds of such sale as will satisfy the above Judgment, and bring the overplus, if any into Court for the use of the said Defendant plaintiff in Error and should there not be sufficient to satisfy the above Judgment that then the said Defendant in Error have a general execution as on Judgments at Law. —

Alfred McDaniels, Plff in Error, against Anthony Spenceley & Simon Barker, Defts in Error — Writ of Error to the Judgment of the District Court of Dubuque County. —

This day came the parties aforesaid by their Attorneys, and this cause now coming on for hearing and the Court having

heard the arguments of the counsel, took the same under advisement &

Charles Phillips
against
William G. Holmes

Corrpt. } In Chancery, on appeal from a Decree of the District Court of
Deft } Muscatine County.—

This day came the parties aforesaid by their Attorneys and by consent and agreement of the parties, this cause this day came on to be heard on the transcripts of the record and proceedings and the Decree of the Court below and the Court being now sufficiently advised in the premises, and it appearing to the satisfaction of the court that the said Mortgage was given by the Defendant to secure to the plaintiff the payment of the sum of two Hundred Dollars and the accruing interest due as follows, one promissory note dated June 8th 1840 payable on the 1st day of September 1840 — one promissory note dated June 8th 1840 payable on the 1st day of February 1841 — and it appearing that there was due to the plaintiff from said Defendant on the 29th day of April A.D. 1844 the sum of two Hundred and forty one dollars and twenty four cents. — It is therefore considered by the Court that the said plaintiff do have and recover of and from the said Defendant the said sum of two Hundred and forty one dollars and twenty four cents, with interest thereon at the rate of six per cent per annum from the 29th day of April A.D. 1844 until paid, and also the costs herein expended as well in the Court below as this Court — And it is further ordered and Decreed that the said plaintiff have a special execution for the sale of the said Mortgaged premises, towit, All that certain piece or parcel of land lying and being in the County of Muscatine, Iowa Territory, it being Lots No 2 and 3 of Section No thirty five in Township No seventy eight of Range No 3 West of the 5th Meridian, containing Eighty eight and ninety hundredths acres more or less together with all and singular the privileges and appurtenances thereunto belonging, And it is further ordered by the Court, that the Sheriff of Muscatine County sell the said land according to law, and that he pay to the said plaintiff so much of the proceeds of such sale as will satisfy the foregoing judgment; and that he bring the ballance into this Court for the use of the said Defendant and should there not be sufficient to satisfy the foregoing judgment, debt, interest, & costs that he have a general execution as on Judgments at law. —

And by consent of parties it is agreed that a credit of twenty dollars be given on the above judgment as paid on the 29th day of April A.D. 1844. —

The United States
against
The President, Directors & Co. of the Mechs Bank of Dubuque

Pltff } Writ of Error to the Judgment of the District Court
Defts } of Dubuque County. —

In this cause the court heard the arguments of Counsel on both sides & not being sufficiently advised in the premises, took the same under advisement

ordered that Court adjourn until tomorrow morning 9 o'clock —

Charles Mason
Chief Justice

January Term 1846

Saturday morning January 17. 1846
Court met pursuant to adjournment
Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas L. Wilson } Justices

William A. Jones
against
Patrick Donahoo

Plff in Error } Writ of Error to the Judgment
of the District Court of
Deft in Error } Jones County. —

This day came the parties aforesaid by their Attorneys, and this Cause now coming on for hearing, and by Consent of parties the same is submitted to the Court for adviesement on the written argument of Counsel. —

Asbury B. Porter
against
Moses B. Cox use of
Jonathan Garrison

Plff in Error } Writ of Error to the Judgment
of the District Court
Deft in Error } of Henry County. —

This day came the parties aforesaid by their Attorneys, and this Cause now coming on for hearing, and by Consent of parties, the same is submitted to the Court for adviesement on the written argument of the Council. —

John L. Webb
against
Philip Mauro

Plff in Error } Writ of Error to the Judgment
of the District Court
Deft in Error } of Desmoines County. —

This day this cause came on for further hearing, and the Court having had the same under adviesement, and being now sufficiently advised of and concerning the premises delivered their opinion reversing the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be reversed and set aside and that a new trial be granted in this Cause in the Court below, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiff in Error recover of the Defendant in Error the Costs herein expended in this Court and that execution issue therefor. —

John L. Webb and Thomas L. Thruston
against
Philip Mauro

Plffs in Error } Writ of Error to the Judgment of the District
Deft in Error } Court of Desmoines County. —

This day this Cause came on for further hearing, and the Court having had the same under adviesement, and being now sufficiently advised of and concerning the premises, delivered an opinion reversing the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be reversed and setaside and that a new trial be granted in this Cause in the Court below, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiffs in Error recover of the Defendant in Error the Costs herein expended in this Court. —

January Term 1846

Albert G. Smith
against
Richard H. Barnett

Pltff in Error } Writ of Error to the Judgment
Deft in Error } of the District Court of Muscatine County. —

This day came the parties aforesaid by their Attorneys, and thereupon the Deft in Error moved the court to strike this cause from the Docket of this court, which motion being heard by the court was overruled. — .

William B. Hampston
against
The United States

Pltff in Error } Writ of Error to the Judgment of the District Court
Deft in Error } of Linn County. —

This day came the parties aforesaid by their Attorneys, and this cause came on to be heard, and thereupon the plaintiffs in Error's Attorneys Messrs. Hastings and David entered a waiver of the presence of the said William B. Hampston during the hearing of this cause by this Court, the Court having heard the arguments of Counsel in part, and not having time to hear the rest of the counsels argument this day, the further hearing is continued until monday next. —

This day came personally into Court Robert Simpson an Alien and made application to be naturalized and admitted a citizen of the United States — and he having produced a certificate of his having filed his declaration according to law, and he also having produced satisfactory evidence of his residence as required by law, and he thereupon took the oath of abjuration and allegiance as prescribed by law, & it is therefore by the court ordered that he the said Robert Simpson be and he is hereby admitted to naturalization as a citizen of the United States, It is therefore ordered by the Court that a certificate be granted the said Robert Simpson accordingly

ordered by the court that this court adjourn until Monday morning next 9 o'clock —

Thos. S. Wilson
Chief Justice

January Term 1846

Monday January 19th 1846 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas Hilton } Justices

Joseph Andrews against The united States — Plff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Lee County. —

This day came J. F. Kinney Esqr. Prosecuting Attorney in and for the County of Lee and on his motion, It is considered by the Court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly and it is further Considered by the Court that the plaintiff in Error pay the Costs herein expended in this Court, and that execution issue therefor. —

The united States against William B. Walker — Plff } Writ of Certiorari to the Judgment of the District Court
Deft } of Lee County. —

By Consent of parties, It is ordered by the Court that this cause be continued until the next term of this Court. —

The united States against Stephen N. Powers — Plff } Writ of Certiorari to the Judgment of the District Court of
Deft } Lee County. —

By Consent of parties, It is ordered by the Court that this cause be continued until the next term of this Court. —

John Cook and Sarah Cook against The united States — Plffs in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Henry County. —

By Consent of parties, It is ordered by the Court that Cause be continued until the next term of this Court. —

The united States against Jacob Bonsell — Plff } Writ of Certiorari to the Judgment of the District Court of
Deft } Linn County —

By Consent of parties It is ordered by the Court, this cause be continued until the next term of this court. — as per agreement on file

William B. Hampton against The united States — Plff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Linn County —

This day this cause came on for hearing and the Court having heard the arguments of Counsel & Counsel on both sides and not being sufficiently advised in the premises took the same under advisement. —

January Term 1846

Lewis Benedict — Plff in Error — writ of Error to the Judgment of the District Court of Scott County. —
against
Charles Preston — Dft in Error

This day this cause came on for further hearing and the court being now sufficiently advised of and concerning the premises delivered an opinion affirming the Judgment of the court below, It is therefore considered by the court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendants in Error recover of the Plaintiff in Error the costs herein expended in this court and that execution issue therefor. —

Andrew S. Davis — Plff in Error — writ of Error to the Judgment of the District Court of Van Buren County. —
against
Gideon B. Alexander, use of James H. Jenkins . . . . . — Dft in Error

This day came the parties aforesaid by their Attorneys and thereupon the Defendants motion to have the Judgment of the Court below affirmed, came on to be heard, and the court being sufficiently of the same, Do order that unless the said plaintiff in Error do on or before the 23rd Inst. shew sufficient cause why the said motion shall not be sustained, Otherwise the said motion will be sustained and the Judgment of the court below will be affirmed and a writ of procedendo awarded accordingly. —

Joseph Webster — Plff in Error — writ of Error to the Judgment of the District Court of Lee County. —
against
Hugh H. Reid — Dft in Error

This day came the parties aforesaid by their Attorneys and thereupon this cause came on to be heard upon the transcript of the record and Judgment of the court below, the Assignment of Errors and joinder thereto, and the court not having time to hear the arguments of the Counsel, it is therefore by the court ordered that the further hearing of this cause be suspended until tomorrow morning —

Ordered that Court adjourn until tomorrow morning 9 o'clock. —

Charles Mason
Chief Justice

January Term 1846

Tuesday January 20th 1846 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas L. Wilson } Justices

Charles Mattoon Et. al. Plffs in Error } Writ of Error to the Judgment
against } of the District Court of
John Manaler Executor of the Estate of Wm. McClarew deceased } Deft in Error } Muscatine County. —

This cause now coming on for further hearing, and the Court having had the same under advisement, and the Court being now sufficiently advised in the premises, delivered an opinion affirming the judgment of the Court below, It is therefore considered by the Court that the judgment of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this Court and that execution issue therefor. —

A. G. Smith Plff in Error } Writ of Error to the Decree
against } of the District Court of
Richard F. Barrett Deft in Error } Muscatine County. —

This cause now coming on for further hearing and the Court having had the same under advisement, and the Court being now sufficiently advised in the premises, delivered an opinion affirming the Decree of the Court below, It is therefore considered by the Court that the Decree of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the said Defendant in Error (Richard F. Barrett) recover of the said plaintiff in Error (A. G. Smith) the costs herein expended in this Court, and that execution issue therefor. —

William A. Jones Plff in Error } Writ of Error to the Judgment
against } of the District Court of
Patrick Donahoo Deft in Error } Jones County. —

This cause now coming on for further hearing and the Court having had the same under advisement, and the Court being now sufficiently advised in the premises, delivered an opinion affirming the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court and that execution issue therefor. —

January Term 1846

Henry Chaney — Pltff in Error
against — Writ of Error, to the Judgment of the District Court of
Anthony M. Ostrander — Deft in Error — Muscatine County —

This cause now coming on to be heard and the court having had the same under advisement and being now sufficiently advised in the premises, delivered an opinion herein. —

O. S. X Peck — Pltff in Error
against — Writ of Error to the Judgment of the District Court
Ebenezer D. Ayers — Deft in Error — of Lee County. —

This cause now coming on for further hearing and the court having had the same under advisement, and being now sufficiently advised in the premises, delivered an opinion affirming the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court and that execution issue therefor. —

Edward West — Pltff in Error
against — Writ of Error to the Judgment of the District Court of
Thomas Hatfield — Deft in Error — Clinton County. —

This day this cause came on for further hearing and the court having had this cause under advisement and being now sufficiently advised in the premises, delivered an opinion affirming the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in error recover of the plaintiff in Error the costs herein expended in this court, and that execution issue therefor. —

Woods, Christy, & Co. — Pltfs — In the matter of the rule against
against — A. M. Lyon late Sheriff of
Silas Knight Et al — Defts — Van Buren County. —

This day this cause came on to be heard on the rule granted herein at the last January Term of this court against said A. M. Lyon to shew cause if any he had why he had not paid to the said plaintiffs the money collected by him on an execution issued from the clerks office of this court in favor of said plaintiffs against said Defendants, and the answer of said Lyon thereto, whereupon all and singular being seen and understood by the court and being fully advised thereof, It is adjudged by the court that the said Lyon was in default in not paying over the money collected as aforesaid, and upon consent of the plaintiffs, It is considered by the court that he be discharged from said rule and that plaintiffs have and recover of said Lyon the costs of said rule taxed at $9.37 cts and that execution issue therefor. —

January Term 1816.

William Lamb, Compl't, vs. Edward Reynolds and Adam Miller, Defts. — In Chancery, An appeal from a Decree of the District court of Jefferson County.

This cause this day came on for further hearing, and the court having had the same under advisement, and being now sufficiently advised in the premises, delivered an opinion affirming the decree of the court below, It is therefore considered by the court that the Decree of the court below be affirmed, and that a writ of procendo issue to the court below accordingly, and it is further considered by the court that the Defendant Edward Reynolds recover of the Defendant Adam Miller the costs herein expended in this court and that execution issue therefor. —

Lawson B. Hughes, compl't, vs. John McCoy, Def't. — In Chancery, An appeal from the Decree of the District Court of Henry County. —

This day came the complainant by his Solicitor, and on his motion, It is ordered by the court that a rehearing be granted said complainant in this cause on the petition filed by said complainant on a former day of this term, and it is further ordered by the Court that this cause be set for a rehearing at the ~~present~~ Adjourned term of this court to be held in August next. —

Ira Wilson, Pl'ff in Error, vs. Barzellai Johnson and Thomas S. Johnson Jr., Defts in Error. — Writ of Error to the Judgment of the District Court of Scioto County. —

This day came the parties aforesaid by their Attorneys and thereupon the Defendants in Error moved the court to strike from the transcript of the record filed herein the Bill of Exceptions copied therein for reasons on file, which motion being heard by the court, and the Court not being sufficiently advised of said motion, took the same under advisement. —

William C. Ealey, Pl'ff in Error, vs. Peter Roberts, Deft in Error. — Writ of Error to the Judgment of the District Court of Johnson County. —

This day came the parties aforesaid by their Attorneys, and filed their agreement herein, by which it appears to the court that the parties have settled this cause, and that each party is to pay one half of the costs expended in this cause and that a judgment is to be rendered in this court accordingly — It is therefore considered by the court that the said plaintiff and Defendant each pay one half of the costs herein expended as well in this court as the court below, taxed at $ and that execution issue therefor. —

January Term 1846.

William S. Starr and
William S. Burgess
against
Cluiborn Wilson

Plff in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Jefferson County.

This day came the Deft in Error by his Attorney and Suggested the death of the plaintiff in Error William S. Burgess and that John D. Baker has been appointed administrator of the Estate of the said William S. Burgess deceased. —

Benjamin S. Roberts
against
Samuel Smith for the use of Arthur Halferty

Plff in Error
Defts in Error

Writ of Error to the Judgment of the District Court of Lee County. —

This day came the plaintiff in Error by his Attorney and moved the Court for a Judgment against Arthur Halferty for the costs of this Cause under the rule granted against him at the last term of this Court, which motion is ordered by the court to be continued until some subsequent day of this term of this court. —.

Joseph Webster
against
Hugh T. Reid

Plff in Error
Deft in Error

Writ of Error to the Judgment of the District Court of Lee County. —

The Attorney for the plaintiff in Error was further heard in his argument in this Cause —

Ordered that Court adjourn until tomorrow morning 9 o'clock. —

Charles Mason
Chief Justice

Wednesday January 21st 1846 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justices

Alfred McDaniels
against
Anthony Spenceley and Simon Harker

Plff in Error
Defts in Error

Writ of Error to the Judgment of the District Court of Dubuque County. —

This Cause now coming on for further hearing, and the court having had the same under advisement, and being sufficiently advised in the premises, delivered an opinion reversing the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the District Court be reversed and set aside and that a new trial be awarded in the Court below, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the plaintiff in Error recover of the Defts in Error the Co[sts]

expended in this Court and that execution issue therefor.—

Henry D. Jennison, Plff in Error; against; Adrian M. Holtz, Deft in Error } Agreed case from the Judgment of the District Court of Jefferson County.

This cause now coming on for further hearing and the Court having had the same under advisement, and being now sufficiently advised in the premises, Delivered an opinion affirming the Judgment of the court below— It is therefore considered by the Court that the Judgment of the court below be affirmed, and that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the Defendant recover of the plaintiff the costs herein expended in this Court and that execution issue therefor.—

Asbury B. Porter, Plff in Error; against; Moses B. Cox use of Jonathan Garrison, Deft in Error } Writ of Error to the Judgment of the District Court of Henry County.—

This cause this day came on for further hearing, and the Court having had the same under advisement, and the court being now sufficiently advised in the premises, delivered an opinion affirming the Judgment of the court below, It is therefore considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court, & that execution issue therefor.—

John O'Sullivan, Plff in Error; against; Hugh Bowen, Deft in Error } Writ of Error to the Judgment of the District Court of Dubuque County.—

This cause now coming on for further hearing and the Court having had the same under advisement, and being now sufficiently advised in the premises, delivered an opinion affirming the Judgment of the court below— It is therefore considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court and that execution issue therefor.—

John D. Simmons, Plff in Error; against; The United States, Deft in Error } Writ of Error to the Judgment of the District Court of Jackson County

This day this cause came on for further hearing and the Court being sufficiently advised in the premises delivered an opinion affirming the Judgment of the Court below, It is therefore considered by the court that the Judgment of the court below be affirmed and that a writ of procedendo issue to the court

accordingly, and it is further considered by the court that the plaintiff in Error pay the costs herein expended in this court, and that execution issue therefor. —

Henry Chaney
against
Anthony W. Ostrander

Pff in Error
Deft in Error

} writ of Error to the Judgment of the District Court of Muscatine County. —

The court having delivered an opinion in this cause on yesterday. It is therefore now considered by the court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly, and that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court taxed at $ and that execution issue therefor — And it is further ordered by the court that the Deft in Error file an additional affidavit as required by law in the Clerks office of the District Court of Muscatine county in this cause on or before the 15th day of March next, and in case of failure so to do. It is ordered by the court that the attachment be dissolved by the said District Court. —

Joseph Webster
against
Hugh D. Reid

Pff in Error
Deft in Error

} writ of Error to the Judgment of the District court of Lee county. —

This day came the parties aforesaid by their Attorneys, and the court not having time to hear the arguments of Counsel on both sides, it is therefore ordered that the further hearing be continued on tomorrow. —

Ordered that court adjourn until tomorrow morning 9 o'clock. —

Charles Mason
Chief Justice

Thursday Morning January 22. 1846 Court met.
Pursuant to adjournment
Present the Honorable
Charles Mason Chief Justice
Thomas S. Wilson } Associate
Joseph Williams } Justices

Benjamin L. Roberts
against
Samuel Smith for the use of Arthur Halferty

Pff in Error
Deft in Error

} writ of Error to the Judgment of the District Court of Lee County. —

On motion of the said plaintiff in Error by his Attorney, and it appearing to the satisfaction of the court that the rule granted said plaintiff against Arther Halferty at the last January Term of this court has been duly served on him, and he not appearing, It is therefore considered by the court that the said plaintiff in Error recover of the said Arthur Halferty the costs herein expended in this cause in this court taxed at $13.61 cts and that execution issue therefor. —

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Joseph Preston } Writ of Error to the Judgment
against } of the District Court of
Hugh L. Reed } Pltff in Error } Lee County. —

This day this cause came on for further hearing and this not being time for the Court to hear the arguments of Counsel on both sides, the further hearing is continued on motion. —

Order to issue
against
Hugh L. Reed

Pltff in Error } Writ of Error to the Judgment
} of the District Court
Deft in Error } of Lee County

Order entered January 23d 1846 that
writ issue to Sheriff
upon the Defendants
Executor, their Sheriff
upon his Bond with Approved
Security pursuant to Statute

Order to issue
against
Ferrell Johnson

Transcript and Papers, &c on file from
the Clerk of the District Court
Deft in Error } of Lee County

The Court being now sufficiently advised of and concerning the Defendants motion made on a former day of this term of this Court to have this cause placed on the Docket of this Court So Order that said motion be overruled, It is ordered in the event that the Defendants fail the perfect the costs therein exfended by reason of said motion. —

Isaac Wilson
against
Ferrell Johnson &
Thomas H. Johnson &

Pltff in Error } Writ of Error to the Judgment
} of the District Court of
Deft in Error } Lee County

The Court being now sufficiently advised of and concerning the Defts motion to strike from the Bill of Exceptions from the transcript of the record filed in this cause, So Order that said motion be overruled. —

Isaac D. Bruce
against
Charles Lorettan

Pltff in Error } Writ of Error to the Judgment
} of the District Court of
Deft in Error } Cedar County. —

This day this cause came on for further hearing and the Court having had the same under advisement, and being now sufficiently advised in the premises delivered an opinion reversing the judgment of the court below, It is therefore Considered by the Court that the judgment in the District Court rendered in this cause as well against the said Isaac D. Bruce as against Solomon Lingle the Garnishee be and they are hereby reversed and set aside

and that this cause be remanded to the said District Court of Cedar County, and that further proceeding be there had in the premises not inconsistent with the opinion of this court, and it is further ordered that the Solomon Sings Garnishee as aforesaid be allowed to answer to the said writ of Attachment at the next term of the District Court of Cedar County and that a writ of procedendo issue to the Judge of the Court below accordingly and it is further considered by the Court that the plaintiff in Error recover of the Defendant in Error the cost herein expended in this court taxed at $
And that execution issue therefor . . .

John White — Plff in Error
Against
Henry G. Mallard — Deft in Error

} Writ of Error to the Judgment of the District Court of Jackson County. —

This day this cause came on for further hearing and the court having had the same under advisement, and being sufficiently advised of and concerning the premises, delivered an opinion reversing the judgment of the court below, It is therefore considered by the Court that the judgment of the court below be reversed and set aside, and that further proceedings be had in the Court below not inconsistent with the opinion of this court, and that a writ of procedendo issue to the Judge of the District Court accordingly — and it is further considered by the court that the Plaintiff in Error recover of the Defts in Error the costs herein expended in this court and that execution issue therefor taxed at $

Martin Harlef Et. al — Plff in Error
against
Samuel Single — Deft in Error

} Writ of Error to the Judgment of the District Court of Johnson County —

This day came the parties aforesaid by their Attorneys and filed herein their written agreement by which it appears to the court that this case is settled by agreement, and that Judgment is to be rendered in this court against all the Defendants in the court below, for the sum of One Hundred and seventy five Dollars and costs, and that a Stay of execution until the first of March next — It is therefore Considered by the court that the said Samuel Single have and recover of and from the said Martin Harlef, Harrison Harlef and John Harlef, the said Sum of one Hundred and Seventy five Dollars, and also the costs herein expended as well in this court as the court below taxed at $ and that execution be Stayed on the foregoing Judgment until the 1st day of March next. —

Joseph Webster — Plff in Error
against
Hugh L. Reid — Deft in Error

} Writ of Error to the Judgment of the District Court of Lee County. —

The argument of counsel was further heard by the court in this cause this day —

Ordered that this court adjourn until tomorrow morning 9 o'clock. —

Charles Mason. Chief Justice

January Term 1846

Saturday January 24th. 1846 Court met pursuant to adjournment

Present the Honorable

Charles Mason Chief Justice
Joseph Williams } Associate
Thomas S. Wilson } Justice

Maltoon & Temple
against
Carstens, Angelrodt & Co.

Plffs in Error } Writ of Error to the Judgment
Defts in Error } of the District Court of Muscatine County —

This day came the parties aforesaid by their Attorneys and the Court being now sufficiently advised in the premises of and concerning the Defendants Motion to dismiss the writ of Error herein, Do order that said motion be overruled — And on motion of the Plffs in Error, It is ordered by the court that the Clerk of the District Court of Muscatine County, to whom a writ of Error was heretofore on the 13th day of May 1845 in this case directed, be ruled to shew cause forthwith why he does not make a full and complete return to said writ of Error. —

William B. Hampton
against
The United States

Plff in Error } Writ of Error to the Judgment of the District Court
Deft in Error } of Linn County. —

This cause now coming on for further hearing and the Court being now sufficiently advised in the premises, delivered an opinion affirming the judgment of the Court below, It is therefore considered by the Court that the judgment of the Court below be affirmed and that the Plff in error pay the costs herein expended in this Court taxed to $

Timothy J. Newton
against
Dennis Floods

Plff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Muscatine County. —

This day came the plaintiff in Error by his Attorney, and this cause now coming on to be heard, the same is submitted to the Court for advisement on the written argument of the Counsel for the plaintiff in Error. —

Andrew J. Davis
against
Gideon B. Alexander use of
James A. Jenkins

Plff in Error } Writ of Error to the Judgment of the District Court
Deft in Error } of Van Buren County —

This day came the Defendant in Error by his Attorney, and on his motion, and the plaintiff in Error having failed to shew any sufficient cause why the judgment of the Court below shall not be affirmed — It is therefore now considered by the Court that the judgment of the court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Deft in Error recover of the Plff in Error the costs herein expended in this Court taxed at $

January Term 1846

James H. Wise — Pff in Error
against
Daniel Kline — Deft in Error

} writ of Error to the Judgment of the District court of Lee county. —

On Motion of the plaintiff in Error by his Attorney, A rule is granted him herein against the Deft in Error herein to shew cause if any he has or can on monday Morning next why he does not join in Error. —

It is ordered by the Court that Easten Morris Esqr. be and he is hereby appointed Reporter to this Court. —

Wm H. R. Thomas Et al. — Pff in Error
against
Edward B. Isett — Deft in Error

} writ of Error to the Judgment of the District Court of Louisa county.

By Consent of parties, It is ordered that this cause be continued until the adjourned term of this court in August next. —

James Wright — Pff in Error
against
Rob B. Hughes Et al. — Defts in Error

} writ of Error to the Judgment of the District court of Lee county. —

By Consent of parties, It is ordered that this cause be continued until the next January Term of this Court. —

Joseph Webster — Pff in Error
against
Hugh T. Reid — Deft in Error

} writ of Error to the Judgment of the District of Lee County. —

The court having heard the arguments of Counsel on both sides and not being sufficiently advised in the premises, took the same under advisement —

Ordered that court adjourn until monday morning next 8 oclock —

Charles Mason
Chief Justice

Monday Morning, January 26th 1846 Court met pursuant to adjournment

Present the Honorable
Charles Mason Chief Justice
Joseph Williams, Associate Justices
Thomas S. Wilson

David C. Edgar — Pff in Error
against
William Coldwell — Deft in Error

} writ of Error to the Judgment of the District court of Jefferson County —

On motion of the plaintiff in Error by his attorney and by Consent of the Defendants Attorney, And it appearing to the satisfaction of the Court that the Judgment rendered in this cause at the last term of this Court should have been rendered as well against the

Will principle as against James Caldwell Security but that the said Judgment was only rendered against the said William Caldwell

It is therefore ~~nunc~~ pro tunc now for then Considered by the Court that the said plaintiff in Error recover of the said Defendant in Error as principal, and James Caldwell Security the costs herein expended in this Court and that Execution issue for the same. —

Samuel Marsh Et al
against
Thomas H. Reddicks Heirs

Plffs in Error } Writ of Error to the Judgment of the District Court
Defts in Error } of Lee County. —

This day this cause came on for further hearing and the Court being now sufficiently advised in the premises, affirm the Decree of the Court below, It is therefore considered by the Court that the Decree of the Court below be affirmed, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the Court that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this Court and that execution issue for the same. —

Marsh, Lee and Delevan
against
Thomas H. Reddicks Heirs

Plffs in Error } Writ of Error to the Judgment of the District Court
Defts in Error } of Henry County. —

This day this cause came on for further hearing and the Court being now sufficiently advised in the premises affirm the Judgment of the court below, It is therefore considered by the court that the Judgment of the Court below be affirmed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the court that the Defendants in Error recover of the plaintiffs in Error the costs herein expended in this court and that execution issue for the same. —

The President, Directors and Company of the Miners Bank of Dubuque
against
The United States on relation of James Grant

Plffs in Error } Agreed case from the Judgment of the District Court of
Deft in Error } Du Buque County. —

This day this cause came on for further hearing and the Court being now sufficiently advised in the premises delivered an opinion affirming the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the Court below accordingly and it is further considered by the Court that the Defendant in Error recover of the plaintiffs in Error the costs herein expended in this Court and that execution issue for the same — And thereupon on motion of the plaintiffs in Error by their Attorney an appeal is granted them from the foregoing Judgments of this Court to the Supreme Court of the United States, upon their executing bond in the penal sum of $200: 00/100 with good security to be approved by the Honorable Thomas S. Wilson Associate Justice of this Court. —

January Term 1846 —

Henson Simpson — Plff in Error — Writ of Error to the Judgment of the District Court of
against
Thompson A. Longacre — Deft in Error — Jackson County. —

This day this cause came on for further hearing and the court being now sufficiently advised in the premises delivered an opinion reversing the Judgment of the Court below, It is therefore considered by the Court that the Judgment of the Court below be reversed and setaside, and that a writ of procedendo issue to the Court below accordingly, and it is further considered by the court that the plaintiff in Error recover of the Defendant in Error the costs herein expended in this Court and that execution issue therefor. —

Joseph Webster — Plff in Error — Writ of Error to the Judgment of the District Court of
against
Hugh T. Reid — Deft in Error — Lee County. —

This day this cause came on for further hearing and the court being now sufficiently advised in the premises, affirm the Judgment of the court below — It is therefore considered by the Court that the Judgment of the Court below be affirmed and that a writ of procedendo issue to the court below accordingly and it is further considered by the court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this Court, and that execution issue therefor. —

John J. Donaldson — Plff in Error — Writ of Error to the Judgment of the District Court of Cedar
against
John Culbertson — Deft in Error — County. —

The Court having had this cause under advisement, and being now sufficiently advised in the premises, Do order that the former Judgment rendered in this cause be and the same is hereby affirmed. —

William Lamb — Complt — In Chancery, On appeal from a Decree of the District Court of
against
Edward Reynolds & Adam Miller — Defts — Jefferson County. —

This day came the Defendant Adam Miller by J. C. Hall Esqr. his Solicitor and filed his petition herein, and moved the court on said petition for a rehearing of this cause, which motion is ordered to be continued until the sitting of this court in August next, and on the further motion of said Defendant Miller, It is ordered that the writ of procedendo awarded in this cause be stayed until the hearing of the motion for a rehearing of this cause —

Regis B. Packard — Plff in Error — Writ of Error to the Judgment of the District Court of
against
The United States — Deft in Error — Louisa County. —

On motion of the plaintiff in Error by his Attorney leave is given him to withdraw the Transcript filed herein, for the purpose of having the same amended. —

January Term 1846

It is ordered by the court that the Clerk of this Court be allowed the following fees for services rendered by him in addition to those now allowed by law — to wit,

Entering suit without process, 31¼, Entering issue joined, 12½, Administering each oath other than on the hearing of a cause, 12½

James Laughlin
against
Michael Welch

Plff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Van Buren County —

This day came the parties aforesaid by their Attorneys and thereupon the Defendant moved the Court to dismiss the Writ of Error herein which Motion being heard and the Court being now sufficiently advised of the same, Do order that said motion be overruled. — .

George W. Symes
against
Philena Wallace who sues by her next friend R. B. Bowne

Plff in Error } Writ of Error to the Judgment of the District Court of
Deft in Error } Clinton County. —

This day came the Defendant in Error by her Attorney and filed herein a certificate of the Clerk of the court below, and on his motion It is ordered by the Court that this cause be placed on the Docket of this court — and on his further motion, It is ordered by the Court that the writ of Error herein be dismissed, and that a writ of procedendo issue to the court below accordingly, and it is further considered by the Court that the Defendant in Error recover of the plaintiff in Error the costs herein expended in this court, and that execution issue for the same. —

It is ordered by the court that the Clerk of this Court issue process in all cases decided at this term of this Court when the Judgments are finals —

Ordered that this Court do now adjourn until Wednesday the 5th day of August next 9 oClock A. M. —

Charles Mason
Chief Justice &c —